Objection Deadline: Oct. 14, 2013 at 4:00 p.m. (prevailing Central Time)

Thompson Coburn LLP One US Bank Plaza, Suite 2700 St. Louis, Missouri 63101 Telephone: 314-552-6079 Facsimile: 314-552-7079

Special Counsel to the Debtors and Debtors in Possession

David A. Warfield

# UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MISSOURI

In re:

Chapter 11

PATRIOT COAL CORPORATION, et al.,

Case No. 12-51502

(Jointly Administered)

Debtors.

# MONTHLY FEE STATEMENT OF THOMPSON COBURN LLP FOR PROFESSIONAL SERVICES AND DISBURSEMENTS FOR THE PERIOD AUGUST 1, 2013 THROUGH AND INCLUDING AUGUST 31, 2013

**NAME OF APPLICATION:** Thompson Coburn LLP ("Thompson Coburn")

**ROLE IN CASE:** Special Counsel to the Debtors and Debtors in Possession

**DATE OF RETENTION:** Order entered September 10, 2012 Authorizing Retention

of Thompson Coburn Nunc Pro Tunc to July 9, 2012

(Docket No. 538)

**TIME PERIOD:** August 1 through and including August 31, 2013

**CURRENT APPLICATION:** Total Fees Requested: \$42,037.20

80% of Fees Requested: \$33,629.76 Total Expenses Requested: \$24,562.33 Total Fees and Expenses Requested: \$58,192.09

<sup>1</sup> This amount reflects a 10% discount of Thompson Coburn's standard rates provided to the Debtors.

**PRIOR APPLICATION(S):** Interim Fee Application filed November 15, 2012, April 15, 2013 and September 5, 2013.

- 1. In accordance with the *Order to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [Docket No. 262] (the "Interim Compensation Order"), Thompson Coburn LLP ("Thompson Coburn"), special counsel to the above-captioned debtors and debtors in possession (collectively, the "Debtors"), hereby submits its Initial Monthly Fee Statement for Professional Services and Disbursements (the "Fee Statement") for the period of August 1, 2013 through and including August 31, 2013 (the Fee Statement Period").
- 2. Pursuant to the Interim Compensation Order, Thompson Coburn seeks payment of \$58,192.09,<sup>2</sup> representing 80% of Thompson Coburn's fees for services rendered plus expenses.
- 3. Attached hereto as **Exhibit A** is a listing of Thompson Coburn professionals and paraprofessionals (collectively, the "**Thompson Coburn Professionals**"), including the hourly rate for each Thompson Coburn Professional who rendered services to the Debtors in connection with these chapter 11 cases during the Fee Statement Period and the title, aggregate hours worked and the amount of fees billed by each Thompson Coburn Professional.
- 4. Attached hereto as **Exhibit B** is a summary of the number of hours and amounts billed by Thompson Coburn during the Fee Statement Period, organized by matter. Such services included:
  - Prosecuting ongoing litigation matters currently pending in the
     United States District Court for the Southern District of West

<sup>&</sup>lt;sup>2</sup> This amount reflects a ten percent discount to Thompson Coburn's customary hourly rates.

Virginia styled *Patriot Coal Sales LLC v. Bridgehouse Commodities Trading Limited, et al.*, case no. 2:12-cv-03653 and *Patriot Coal Sales LLC v. Keystone Industries, LLC*, case no. 2:12-cv-01808;

- Advising as to a contractual issue in a draft contract; and
- Preparing the documents related to these proceedings.
- 5. Attached hereto as **Exhibit C** are the time records of Thompson Coburn, which provide a daily summary of the time spent by each Thompson Coburn Professional during the Fee Statement Period by matter.

#### Notice

6. Consistent with the procedures described in the Interim Compensation Order,
Thompson Coburn will serve this Fee Statement, by hand or overnight delivery, on (i) the
Debtors, Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, Missouri,
63141, Attn: Jacquelyn A. Jones, Esq., (ii) attorneys for the Debtors, Davis Polk & Wardwell
LLP, 450 Lexington Avenue, New York, New York 10017, Attn: Marshall S. Huebner, Esq. and
Brian M. Resnick, Esq., (iii) the Office of the United States Trustee for the Eastern District of
Missouri, Thomas F. Eagleton U.S. Courthouse, 111 S. 10<sup>th</sup> Street, Room 6353, St. Louis,
Missouri 63102, Attn: Leonora S. Long, Esq. (iv) attorneys for the administrative agent for the
Debtors' postpetition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York,
New York 10153, Attn: Marcia Goldstein, Esq. and Joseph Smolinsky, Esq., and (b) Willkie Farr
& Gallagher LLP, 787 Seventh Avenue, New York, New York 10019, Attn: Margot B.
Schonholtz, Esq. and Ana Alfonso, Esq., and (v) counsel to the official committee of unsecured
creditors, Kramer Levin Naftalis & Frankel LLP, 1177 Avenue of the Americas, New York, New
York 10036, Attn: Adam C. Rogoff, Esq. and Gregory G. Plotko, Esq.

WHEREFORE, Thompson Coburn respectfully requests that the Court grant the relief sought herein and for such other and further relief as is just and proper.

Respectfully Submitted,

THOMPSON COBURN LLP

Dated: September 27, 2013 St. Louis, Missouri By: David A. Warfield

David A. Warfield Roman P. Wuller THOMPSON COBURN LLP One U.S. Bank Plaza

St. Louis, Missouri 63101 Telephone: 314-552-6000 Facsimile: 314-552-7000

 $Email: \underbrace{dwarfield@thompsoncoburn.com}_{rwuller@thompsoncoburn.com}$ 

Special Counsel to the Debtors and Debtors in Possession

### In Re: PATRIOT COAL CORPORATION, et al. Chapter 11 Case No. 12-51502

# SUMMARY OF HOURS BILLED BY PROFESSIONALS FOR THE PERIOD OF AUGUST 1, 2013 THROUGH AND INCLUDING AUGUST 31, 2013

Name	Name Title		Hours	Amount
Brandi Burke	Associate, Business Litigation	\$295	5.2	\$1,534.00
Mark Mattingly	Partner, Business Litigation	\$345	90.9	\$31,360.50
David Warfield	avid Warfield Partner, Bankruptcy			\$102.00
Roman Wuller Partner, Business Litigation		\$495	27.7	\$13,711.50
		Totals:	124.0	\$46,708.00
	\$42,037.20			

### In Re: PATRIOT COAL CORPORATION, et al. Chapter 11 Case No. 12-51502

# SUMMARY OF HOURS BILLED BY MATTER FOR THE PERIOD OF AUGUST 1, 2013 THROUGH AND INCLUDING AUGUST 31, 2013

#### **All Matters**

Matter Name	Hours	Fees <sup>1</sup>	Expenses	Total Fees and Expenses
Bankruptcy	14.3	\$5,306.85	\$88.69	\$5,395.54
Bridgehouse	53.3	\$18,385.65	\$24,276.02	\$42,661.67
Keystone Industries	56.4	\$18,344.70	\$197.62	\$18,542.32
Totals:	124	\$42,037.20	\$24,562.33	\$66,599.53

### **Bankruptcy**

Name	Title	Rate	Hours	<b>Total Fees</b>
Mark Mattingly	Partner, Business Litigation	\$345	7.9	\$2,725.50
David Warfield	Partner, Financial Restructuring	\$510	0.2	\$102.00
Roman Wuller	Partner, Business Litigation	\$495	6.2	\$3,069.00
	Totals:		14.3	\$5,896.50
	Total with 10% discount:			\$5,306.85

#### **Bridgehouse**

Name	Title	Rate	Hours	<b>Total Fees</b>
Mark Mattingly	Partner, Business Litigation	\$345	39.7	\$13,696.50
Roman Wuller	Partner, Business Litigation	\$495	13.6	\$6,732.00
	Totals:		53.3	\$20,428.50
	Total with 10% discount:			\$18,385.65

<sup>&</sup>lt;sup>1</sup> The "Fees" column reflects the 10% discount from Thompson Coburn's standard rates provided to Debtors.

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# **Keystone Industries**

Name	Title	Rate	Hours	<b>Total Fees</b>
Brandi Burke	Associate, Business Litigation	\$295	5.2	\$1,534.00
Mark Mattingly	Partner, Business Litigation	\$345	43.3	\$14,938.50
Roman Wuller	Partner, Business Litigation	\$495	7.9	\$3,910.50
	Totals:		56.4	\$20,383.00
	Total with 10% discount:			\$18,344.70

#### Case 12-51502 Doc 4718 Filed 09/27/13 Entered 09/27/13 13:38:05 Main Document Pg 8 of 18 Remit To:



September 24, 2013 Invoice #3003894

P.O. Box 18379M St. Louis, Missouri 63195

**ACH Instructions:** 

Account Name: Thompson Coburn LLP Bank: U.S. Bank ABA/Routing Number: 021052053

Account Number: 25657335 Please reference invoice number(s).

**Direct Correspondence To:** 

314-552-6000

AccountsReceivable@ThompsonCoburn.com

TIN 43-0666662

**Patriot Coal Corporation** Attn: Joe Bean

12312 Olive Boulevard

Suite 400

St. Louis, Missouri 63141

For Legal Services Rendered in Connection With:

Bankruptcy

TC File: 48538 / 105927

08/16/13	R. Wuller	0.70	Review and work on template for CSAs
08/21/13	M. Mattingly	2.30	Draft and revise monthly fee statement
08/22/13	R. Wuller	2.10	Work on terms and conditions for long-term CSA
08/23/13	D. Warfield	0.20	Review and file monthly operating statement
08/26/13	M. Mattingly	4.50	Review and revise long term contract template
08/29/13	R. Wuller	1.30	Work on template for long term CSA
08/30/13	M. Mattingly	1.10	Review invoices in preparation for filing quarterly fee statement (.8); draft pleading re additional timekeepers (.3)
08/31/13	R. Wuller	2.10	Work on long term CSA template

14.30 **Total Hours** 

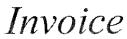
\$5,896.50 Amount For Services

For Cash Outlays:

For overnight delivery service TO: Jacquelyn A Jones, 08/23/13

Patriot Coal Corporation, 12312 Olive Blvd Ste 400, St

Louis, MO 63141; VENDOR: Federal Express Corp. INVOICE#: 238578023, DATE: 08/29/2013, Tracking #: 796532589816, Shipment Date: 08/23/2013 \$9.93



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### **Patriot Coal Corporation**

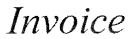
08/23/13	For overnight delivery service TO: Marshall S Huebner, Davis Polk & Wardwell, LLP, 450 Lexington Ave, New York, NY 10017; VENDOR: Federal Express Corp. INVOICE#: 238578023, DATE: 08/29/2013, Tracking #: 796532600744, Shipment Date: 08/23/2013	\$15.85			
08/23/13	For overnight delivery service TO: Attn Lenora S Long, Office of United States Trustee, 111 S 10th St Ste 6 353, St Louis, MO 63102; VENDOR: Federal Express Corp. INVOICE#: 238578023, DATE: 08/29/2013, Tracking #: 796532604691, Shipment Date: 08/23/2013				
08/23/13	For overnight delivery service TO: Marsha Goldstein, Esq, Weil, Gotshal & Manges LLP, 767 5th Ave, New York City, NY 10153; VENDOR: Federal Express Corp. INVOICE#: 238578023, DATE: 08/29/2013, Tracking #: 796532609682, Shipment Date: 08/23/2013				
08/23/13	For overnight delivery service TO: Margot B Schonholtz, Wilkie Farr & Gallagher LLP, 787 7th Ave, New York, NY 10019; VENDOR: Federal Express Corp. INVOICE#: 238578023, DATE: 08/29/2013, Tracking #: 796532614383, Shipment Date: 08/23/2013	\$16.72			
08/23/13	For overnight delivery service TO: Adam C Rogoff, Kramer Levin Naftalis & Franke, 1177 Avenue Of The Americas, New York City, NY 10036; VENDOR: Federal Express Corp. INVOICE#: 238578023, DATE: 08/29/2013, Tracking #: 796532618941, Shipment Date: 08/23/2013	\$15.85			
	For reproduction charges 57 @ \$0.08	\$4.56			

# Amount For Cash Outlays

\$88.69

# TIME SUMMARY BY TIMEKEEPER

	Hours	Billed	Bill
Timekeeper	Worked	Per Hour	Amount
M. Mattingly	7.90	\$345.00	\$2,725.50
D. Warfield	0.20	<b>\$510.00</b>	\$102.00
R. Wuller	6.20	\$495.00	\$3,069.00
Total All Timekeepers	14.30	\$412.34	\$5,896.50



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# Patriot Coal Corporation

For Services Less 10% Discount	\$5,896.50 -589.65
Amount For Services Amount For Cash Outlays	5,306.85 88.69

TOTAL DUE

\$5,395.54

#### Case 12-51502 Doc 4718 Filed 09/27/13 Entered 09/27/13 13:38:05 Main Document Pg 11 of 18



September 24, 2013

Invoice #3003892

**Patriot Coal Corporation** Attn: Jackie Jones 12312 Olive Boulevard Suite 400 St. Louis, Missouri 63141 Remit To: P.O. Box 18379M St. Louis, Missouri 63195

**ACH Instructions:** 

Account Name: Thompson Coburn LLP Bank: U.S. Bank ABA/Routing Number: 021052053 Account Number: 25657335 Please reference invoice number(s).

**Direct Correspondence To:** 

314-552-6000

AccountsReceivable@ThompsonCoburn.com

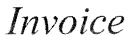
TIN 43-0666662

# For Legal Services Rendered in Connection With:

#### Bridgehouse

ΓC File:	48538 / 102	2962

08/01/13	M. Mattingly	0.70	Discuss disclosure of assets with J. Jones (.2); emails with J. Jones and A. Starr re asset disclosure (.1); internet research re asset (.4)
08/02/13	M. Mattingly	1.70	Prepare for and participate in call re collateral with B. Bennett, J. Jones, A. Starr and UK counsel (1.1); discuss retention issue with B. Hockett (.3); emails with R. Wuller re retention issue (.1); discuss communication by UK counsel and other settlement issues with opposing counsel (.2)
08/05/13	M. Mattingly	2.20	Emails re UK counsel with A. Starr and J. Jones (.1); emails with opposing counsel re information requests (.1); work on settlement agreement (2.0)
08/06/13	R. Wuller	1.10	Review emails re status or information from Ruhan (.3); conference with M. Mattingly re same (.2); work on settlement agreement (.6)
08/06/13	M. Mattingly	0.40	Email and telephone call with opposing counsel re settlement status (.3); email with J. Jones re status update (.1)
08/07/13	R. Wuller	1.10	Work on settlement agreement (.6); conference with M. Mattingly re same (.3); instructions to M. Mattingly re Ruhan information (.2)
08/07/13	M. Mattingly	6.10	Discuss settlement issues with opposing counsel (.1); multiple emails with J. Jones and A. Starr re assets (.2); emails with A. Starr re reimbursement for QC expense (.2); review MOU in light of settlement discussions with opposing counsel and in preparation for drafting settlement documents (.6); draft settlement agreement (5.0)
08/08/13	R. Wuller	2.40	Work on settlement agreement (1.6); conference with M. Mattingly re settlement agreement (.2); review information from Ruhan (.4); review emails from J. Jones and A. Tyler re same (.2)

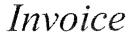


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# Patriot Coal Corporation

08/08/13	M. Mattingly	4.70	Discuss draft settlement agreement with R. Wuller (.2); draft and revise settlement agreement including making edits of R. Wuller and J. Jones (3.5); emails to client re draft settlement agreement (.1); multiple telephone calls with mediator re settlement status (.4); multiple telephone calls with J. Jones re settlement agreement, status of information requests to opposing counsel and next steps (.5)
08/09/13	R. Wuller	1.60	Work on settlement issues (1.1); conference with M. Mattingly re same (.3); review emails from client re same (.2)
08/09/13	M. Mattingly	6.10	Emails with opposing counsel, J. Jones and UK counsel re settlement
08/12/13	R. Wuller	1.60	Review emails re security interest issues (.3); revise consent judgment (.5); conference with M. Mattingly re same (.3); revise settlement agreement (.5)
08/12/13	M. Mattingly	5.30	Multiple emails with J. Jones and A. Starr re draft settlement agreement (.3); review edits to consent judgment by H. Jernigan and emails re same (.3); draft and revise consent judgment and other settlement related documents per edits by client and counsel (4.7)
08/13/13	R. Wuller	1.10	Review A. Starr's email with suggested change to settlement agreement (.1); work on consent judgment (.4); conference with M. Mattingly re same (.2); revise settlement agreement (.4)
08/13/13	M. Mattingly	4.40	Review and analyze draft engagement letter for UK counsel (1.0); discuss draft engagement letter with R. Wuller (.2); discuss suggested edits to draft engagement letter with J. Jones (.2); emails with H. Jernigan re draft settlement documents and revisions to same (.1); emails with J. Jones and UK counsel re settlement status (.1); work on and revise settlement documents (2.8)
08/14/13	R. Wuller	1.60	Review emails and information from R. Tyler (.2); review proposed changes to settlement documentation (.6); work on settlement documentation (.6); conference with M. Mattingly re same (.2)
08/14/13	M. Mattingly	2.60	Emails with A. Starr, H. Jernigan and UK counsel re settlement documents and revisions to same (.3); revise settlement documents including edits of counsel and R. Wuller (2.3)
08/15/13	R. Wuller	0.80	Review and revise settlement documentation (.6); conference with M. Mattingly re same (.2)
08/15/13	M. Mattingly	1.00	Complete revisions to settlement documents and review same (.8); emails to J. Jones re settlement documents (.2)
08/16/13	R. Wuller	0.50	Review emails from R. Tyler re settlement issues (.1); conference with M. Mattingly re extension and timing issues (.2); revise settlement documentation (.2)



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# **Patriot Coal Corporation**

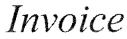
08/16/13	M. Mattingly	0.50	Emails with UK counsel and J. Jones re status of settlement (.2); discuss extension of time with R. Wuller for settlement deadline (.2); discuss extension of time to settlement deadline with opposing counsel (.1)
08/19/13	R. Wuller	0.50	Review emails re settlement issues (.3); work on settlement issues (.2)
08/19/13	M. Mattingly	1.30	Review J. Jones edits to settlement documents and emails re same (.4); revise settlement documents per J. Jones edits (.5); emails with opposing counsel re extension of time to settlement deadline (.1); emails with J. Jones and R. Wuller re extension of time (.2); emails with UK counsel re status of settlement (.1)
08/21/13	R. Wuller	0.20	Emails to and from J. Jones, R. Tyler and M. Mattingly re settlement issues
08/22/13	R. Wuller	0.50	Review outstanding settlement issues (.2); review emails re same (.1); review emails re Qatar litigation (.1); instructions to M. Mattingly re same (.1)
08/22/13	M. Mattingly	0.80	Discuss Qatar litigation and settlement issues with J. Jones (.4); emails with opposing counsel re Qatar litigation and settlement status (.2); emails with J. Jones re settlement and Qatar litigation (.2)
08/23/13	M. Mattingly	1.00	Review settlement documents prior to sending to opposing counsel (.8); draft email to opposing counsel re settlement documents (.2)
08/28/13	R. Wuller	0.30	Review emails re settlement issues (.1); telephone call to M. Mattingly re same (.2)
08/30/13	R. Wuller	0.30	Review emails from G. Bowles and English counsel re settlement issues (.2); conference with M. Mattingly re same (.1)
08/30/13	M. Mattingly	0.90	Discuss lack of progress re settlement with opposing counsel (.1); draft email to J. Jones re settlement updates (.1); discuss settlement issues with J. Jones (.4); update R. Wuller re settlement progress (.2); draft email to opposing counsel re outstanding information requests (.1)

Total Hours	53.30
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Amount For Services \$20,428.50

# For Cash Outlays:

08/06/13	For transcript charge regarding deposition of John	\$774.50
	L. Weiss on May 7, 2013; VENDOR: Atkinson-Baker,	
	Inc.; INVOICE#: A704EDC_AA; DATE: 5/30/2013	
08/06/13	For travel expenses in Washington, DC on July 16, 2013	\$922.92
	through July 18, 2013; VENDOR: Wuller, Roman P.;	
	INVOICE#: AG0315857; DATE: 7/16/2013	



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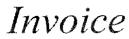
### **Patriot Coal Corporation**

### For Cash Outlays:

08/06/13	For meal expenses in Washington, DC on July 16, 2013 \$24.35 through July 18, 2013; VENDOR: Wuller, Roman P.; INVOICE#: AG0315857; DATE: 7/16/2013			
08/13/13	For travel expenses in Washington, DC on July 16, 2013 through July 18, 2013; VENDOR: Mattingly, Mark A.; INVOICE#: AG0316259; DATE: 7/16/2013	\$939.80		
08/13/13	For meal expenses in Washington, DC on July 16, 2013 through July 18, 2013; VENDOR: Mattingly, Mark A.; INVOICE#: AG0316259; DATE: 7/16/2013	\$2.49		
08/13/13	For professional services rendered through July 31, 2013 by expert, S. Schwartz; VENDOR: Energy Ventures Analysis, Inc.; INVOICE#: 2013_4; DATE: 8/9/2013	\$800.00		
08/13/13	For travel expenses in Charleston, West Virginia on June 30, 2013 and July 1, 2013; VENDOR: Mattingly, Mark A.; INVOICE#: AG0316346; DATE: 6/30/2013	\$216.69		
08/13/13	For meal expenses in Charleston, West Virginia on June 30, 2013 and July 1, 2013; VENDOR: Mattingly, Mark A.; INVOICE#: AG0316346; DATE: 6/30/2013	\$102.09		
08/16/13	For consulting fees reimbursment for payment made on behalf of Thompson Coburn LLP for consulting in London during depositions; VENDOR: Davis, Polk & Wardwell LLP; INVOICE#: AG0316510; DATE: 8/16/2013	\$12,005.20		
08/19/13	For Associate's Fees cost for copies during London Depositions; VENDOR: Cambridge Mercantile Corp. (U.S.A) for City Docs Ltd.; INVOICE #: 42653 DATE: 04/28/2013	\$211.65		
08/21/13	For airfare for M. Mattingly to Charleston, WV on June 30, 2013; ticket 7252459432	\$496.80		
08/21/13	For airfare for R. Wuller to St Louis, MO on July 1, 2013; ticket 7252459431	\$496.80		
08/21/13	For airfare for R. Wuller to Washington, DC on July 16, 2013; ticket 0000AM4L9Z	\$758.80		
08/21/13	For airfare for M. Mattingly to Washington, DC on July 16, 2013; ticket 0000AGBLBL	\$758.80		
08/23/13	For arbitration/mediation services rendered fees for services provided by mediator, Donald B. O'Dell; VENDOR: O'Dell Law Mediation PLLC; INVOICE#:	\$5,755.85		
	13_055_AUG82013; DATE: 8/8/2013 For reproduction charges 116 @ \$0.08	\$9.28		

Amount For Cash Outlays

\$24,276.02

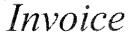


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# **Patriot Coal Corporation**

#### TIME SUMMARY BY TIMEKEEPER

Timeke <b>epe</b> r	Hours Worked	Billed Per Hour	Bill Amount
M. Mattingly R. Wuller	39.70 13.60	\$345.00 \$495.00	\$13,696.50 \$6,732.00
Total All Timekeepers	53.30	\$383.27	\$20,428.50
For Services Less 10% Discount			\$20,428.50 -2,042.85
Amount For Services Amount For Cash Outlays			18,385.65 24,276.02
TOTAL DUE			\$42,661.67





September 24, 2013

Invoice #3003893

**Patriot Coal Corporation** Attn: Jackie Jones 12312 Olive Boulevard Suite 400 St. Louis, Missouri 63141 Remit To: P.O. Box 18379M St. Louis, Missouri 63195

**ACH** Instructions:

Account Name: Thompson Coburn LLP

Bank: U.S. Bank

ABA/Routing Number: 021052053 Account Number: 25657335 Please reference invoice number(s).

**Direct Correspondence To:** 

314-552-6000

AccountsReceivable@ThompsonCoburn.com

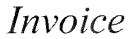
TIN 43-0666662

# For Legal Services Rendered in Connection With:

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1	, v SiOHC	· IIIU	ւսօւււ	CO.

TC File: 48538 / 104514

08/06/13	R. Wuller	0.30	Work on summary judgment pleadings
08/06/13	M. Mattingly	4.70	Draft motion and memorandum for summary judgment (4.5); telephone call to opposing counsel re settlement (.1); email to J. Jones re settlement status (.1)
08/13/13	R. Wuller	0.40	Review issues re summary judgment
08/15/13	R. Wuller	0.60	Review and analyze Keystone motion to compel and memorandum in support (.4); conference with M. Mattingly re same (.2)
08/15/13	M. Mattingly	7.10	Draft and revise memorandum in support of motion for summary judgment (2.4); review and analyze defendant's motion to compel (.5); conduct legal research re motion to compel; draft opposition to motion to compel (3.6); review Keystone response to meet and confer letter and summarize issues re same (.6)
08/15/13	B. Burke	0.80	Review Keystone's motion to compel and cases cited therein (.6); review letter from opposing counsel re inadequacy of production (.2)
08/16/13	M. Mattingly	1.90	Emails with H. Jernigan re motion to compel (.3); work on response to motion to compel (1.6)
08/16/13	B. Burke	0.30	Review letter from opposing counsel re inadequacies in Keystone's document production (.2); review meet and confer letter to Keystone to assess adequacy of Keystone's response (.1)
08/19/13	M. Mattingly	3.30	Work on discovery issues raised in motion to compel and Patriot motion to compel
08/19/13	B. Burke	1.40	Review Keystone's discovery responses and document production to select supportive documents for response to Keystone's motion to compel



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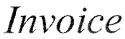
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# **Patriot Coal Corporation**

08/20/13	R. Wuller	1.50	Work on discovery matters (.6); conference with M. Mattingly re same (.2); review mitigation/damage issues (.7)
08/20/13	M. Mattingly	4.50	Prepare for meet and confer call with opposing counsel (.5); meet and confer call with B. Burke and opposing counsel (1.0); work on discovery issue including motion to compel (3.0)
08/20/13	B. Burke	1.90	Review discovery related correspondence and discovery responses in advance of meet and confer call with opposing counsel (.8); determine next steps following meet and confer call with opposing counsel (.3); meet and confer call with opposing counsel to discuss discovery deficiencies (.8)
08/21/13	M. Mattingly	1.80	Work on discovery issues including reviewing follow on letter from counsel re meet and confer and draft letter re same
08/21/13	B. Burke	0.70	Review Keystone's responses to requests for admission to determine deficiencies (.2); review discovery letter from opposing counsel (.1); draft letter to opposing counsel summarizing meet and confer call (.4)
08/22/13	R. Wuller	0.70	Conference with M. Mattingly re discovery issues (.4); review documents for production (.3)
08/26/13	R. Wuller	0.10	Review and revise draft order re Keystone's motion to compel
08/27/13	M. Mattingly	5.20	Draft summary judgment memorandum and motion
08/27/13	B. Burke	0.10	Review draft motion to stay Keystone's motion to compel pending meet and confer process and emails with counsel re same
08/28/13	R. Wuller	0.30	Telephone call from J. Bean re Keystone ownership issues (.1); telephone call to M. Mattingly re same (.2)
08/28/13	M. Mattingly	5.10	Work on summary judgment including drafting affidavit in support of motion for summary judgment
08/29/13	R. Wuller	2.50	Review additional documents and information sent by client (2.2); conference with M. Mattingly re mitigation issues and discovery issues (.3)
08/29/13	M. Mattingly	5.50	Prepare for call re discovery responses (.5); telephone call with B. Bennett, J. Jones and P. Schnapp re discovery responses (.8); review additional documents provided by P. Schnapp (3.0); redact documents for confidential and irrelevant business information; work on privilege log (1.2)
08/30/13	R. Wuller	1.50	Work on discovery issues (1.3); conference with M. Mattingly re same (.2)
08/30/13	M. Mattingly	4.20	Conduct and review legal research re defenses asserted in answer and discovery (2.7); review and analyze documents provided by client (1.5)
4			

Total Hours 56.40

Amount For Services \$20,383.00



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#### **Patriot Coal Corporation**

For	Cash	Outlay	z:
LVI	$\sim$ a $_{\rm max}$	Outla:	

08/30/13

For document management services related to incoming \$192.50

and outgoing production for August, 2013

For reproduction charges 64 @ \$0.08 \$5.12

**Amount For Cash Outlays** 

\$197.62

#### TIME SUMMARY BY TIMEKEEPER

	Hours	Billed	Bill
Timekeeper	Worked	Per Hour	Amount
B. Burke	5.20	\$295.00	\$1,534.00
M. Mattingly	43.30	\$345.00	\$14,938.50
R. Wuller	7.90	\$495.00	\$3,910.50
Total All Timekeepers	56.40	\$361.40	\$20,383.00

For Services Less 10% Discount	\$20,383.0 -2,038.3	
Amount For Services Amount For Cash Outlays	18,344.7 197.6	

TOTAL DUE		\$18,542.32

