

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI

**In re:** : Chapter 11  
:  
**PATRIOT COAL CORPORATION, et al.** : Case No. 12-51502  
:  
**Debtors** : (Jointly Administered)  
:

**MONTHLY FEE STATEMENT OF OGLETREE, DEAKINS, NASH,  
SMOAK & STEWART, P.C. FOR PROFESSIONAL SERVICES AND  
DISBURSEMENTS FOR THE PERIOD OF NOVEMBER 1, 2013  
THROUGH NOVEMBER 30, 2013**

**NAME OF APPLICANT:** Ogletree, Deakins, Nash, Smoak & Stewart, P.C.  
**ROLE IN THE CASE:** Special Counsel for the Debtors  
**TIME PERIOD:** November 1, 2013 through and including  
November 30, 2013  
**CURRENT APPLICATION:** Total Fees Requested: \$3,372.50  
80% of Fees Requested: \$2,698.00  
Total Expenses Requested: \$26.44

1. In accordance with the *Order to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [ECF No. 262] (the "Interim Compensation Order") Ogletree, Deakins, Nash, Smoak & Stewart, P.C. ("Ogletree Deakins"), special counsel to the above-captioned debtors and debtors in possession (collectively, the "Debtors"), hereby submits its Monthly Statement for Professional Services and Disbursements (the "Fee Statement") for the period of November 1, 2013 through and including November 30, 2013 (the "Fee Statement Period").

2. Pursuant to the Interim Compensation Order, Ogletree Deakins seeks payment of \$2,724.44, representing (a) 80% of Ogletree Deakins' fees for services rendered and (b) 100% of actual and necessary expenses incurred.

3. Attached hereto as “Exhibit A” is a listing of Ogletree Deakins’ professionals and paraprofessionals (collectively, the “Ogletree Deakins Professionals”), including the hourly rate for each Ogletree Deakins 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 Ogletree Deakins Professional.

4. Attached hereto as “Exhibit B” is a schedule specifying the categories of actual and necessary expenses for which Ogletree Deakins is seeking reimbursement and the total amount for each such expense category.

5. Attached hereto as “Exhibit C” is a summary of the number of hours and amounts billed by Ogletree Deakins during the Fee Statement Period for labor and employment advice including collective bargaining.

6. Attached as “Exhibit D” are the time records of Ogletree Deakins, which provide a daily summary of the time spent by each Ogletree Deakins Professional during the Fee Statement Period.

#### NOTICE

7. Consistent with the procedures described in the Interim Compensation Order, Ogletree Deakins 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, (ii) the Office of the United States Trustee for the Eastern District of Missouri, 111 South 10<sup>th</sup> Street, Suite 6353, St. Louis, Missouri 63102, Attn.: Leonora S. Long and Paul A. Randolph, (iii) attorneys for the administrative agent for a the Debtor’s post-petition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Att.: Marcia Goldstein and Joseph Smolinsky, and (b) Wilkie Farr & Gallagher LLP, 787 Seventh

Avenue, New York, New York 10019, Attn.: Margot B. Schonholtz and Ana Alfonso, and (iv) 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.

8. WHEREFORE, the Debtors respectfully request that the Court grant the relief requested herein and such other and further relief as is just and proper.

Dated this 11th day of December, 2013.

By: /s/ John R. Woodrum  
John R. Woodrum  
OGLETREE, DEAKINS, NASH, SMOAK  
& STEWART, P.C.  
1909 K Street, N.W. Suite 1000  
Washington, D.C. 20006  
Tel.: (202) 887-0855  
Fax.: (202) 887-0866  
John.Woodrum@odnss.com  
*Special Counsel for Debtors*

16640368.1

**EXHIBIT A**  
**Professionals and Rates**

Members/Of Counsel

Shareholder – John R. Woodrum  
Hourly Rate - \$475.00  
Total Hours – 7.1  
Total Fees - \$3,372.50

**EXHIBIT B**  
**Expenses**

ACTUAL AND NECESSARY EXPENSES INCURRED BY  
OGLETREE DEAKINS ON BEHALF OF THE DEBTORS

Photocopying charges

Copies	\$0.10
Delivery Service	<u>26.34</u>
Total	\$26.44

**EXHIBIT C**  
**Summary of Project Code**



General Labor  
Hours – 7.1  
Amount - \$3,372.50

**EXHIBIT D**  
**Time Records**

16640455.1

Ogletree  
Deakins

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031437-000001-JRW

Joseph W. Bean, Esq.  
Sr. Vice President - Law & Administration  
Patriot Coal Corporation  
12312 Olive Boulevard  
Saint Louis, MO 63141

**Re: Patriot Coal Corporation - DIP - General Labor**

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For professional services rendered through November 30, 2013:

<b>Date</b>	<b>Initials</b>	<b>Description</b>	<b>Hours</b>	<b>Amount</b>
11/01/13	JRW	Advise Mr. Bean of Union's failure to provide VEBA.	0.30	142.50
11/04/13	JRW	Correspondence with Mickey Luna regarding copy of VEBA.	0.20	95.00
11/08/13	JRW	Review approved orders; advise Michelle McGreal regarding status of VEBA.	0.30	142.50
11/13/13	JRW	Review draft letters to UMWA retirees regarding transition of coverage to VEBA (.3); provide comments to Mickey Luna regarding same (.4).	0.70	332.50
11/14/13	JRW	Review letter from Retiree Bonus Trust to Gateway and comment regarding same (.2); telephone conversation with Mickey Luna regarding retiree letters (.2).	0.40	190.00
11/15/13	JRW	Telephone conversation with Mickey Luna regarding letters to retirees concerning transition to VEBA (.2); advice letter to Joe Bean, et al. regarding possible response to UMWA Retiree Bonus Trust letter refusing to provide payments to certain Patriot retirees (.5).	0.70	332.50
11/18/13	JRW	Review correspondence from Dale Lucha and Joe Bean on Retiree Benefit Trust issue; related review of letters from Trust.	0.30	142.50
11/19/13	JRW	Review correspondence from Dale Lucha and Joe Bean on Retiree Bonus Trust issue; advise regarding same.	0.60	285.00

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<b>Date</b>	<b>Initials</b>	<b>Description</b>	<b>Hours</b>	<b>Amount</b>
11/19/13	JRW	Review inquiry from UMWA counsel Paul Green concerning information needed by Union to complete DOL exemption request (.2); memo to Joe Bean regarding same (.2); advise Mr. Green concerning correct answers to inquiry (.2).	0.60	285.00
11/25/13	JRW	Work on Motions for approval of invoices (.7); related coordination with Laura Hughes regarding protocol and presentation of same (.3).	1.00	475.00
11/26/13	JRW	Review draft provision for ERISA Compliance Representation and Warranty for accuracy.	0.30	142.50
11/26/13	JRW	Review documents relating to UMWA Pension Plan request for extension of amortization schedule and related disclosures.	0.30	142.50
11/26/13	JRW	Telephone conversation with Plan officials concerning verification of funding status to comply with Representation and Warranty.	0.30	142.50
11/26/13	JRW	Provide comments to draft Representation and Warranty to Dale Lucha and Jackie Jones.	0.30	142.50
11/26/13	JRW	Work on preparing Motions for approval of invoices.	0.80	380.00
<b>Total Services</b>			<b>7.10</b>	<b>\$3,372.50</b>

**Timekeeper Summary**

<b>Timekeeper</b>	<b>Title</b>	<b>Rate</b>	<b>Hours</b>	<b>Amount</b>
John R. Woodrum	Shareholder	475.00	7.10	3,372.50

**Expenses**

<b>Description</b>		<b>Amount</b>
Copies	1 @ 0.10 ea.	0.10
Delivery Service		26.34
<b>Total Expenses</b>		<b>\$26.44</b>