12-12900-scc Doc 70 Filed 07/13/12 Entered 07/13/12 15:50:47 Main Document Pg 1 of 2

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Counsel for Komatsu Financial Limited Partnership

## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

PATRIOT COAL CORPORATION, et al.,

Debtors.

Chapter 11

Case No. 12-12900 (SCC)

Jointly Administered

## **NOTICE OF APPEARANCE AND REQUEST FOR NOTICE**

Please take notice that the undersigned hereby enter their appearance for and on behalf of Komatsu Financial Limited Partnership ("Komatsu"), pursuant to Rule 9010(b) of the Federal Rules of Bankruptcy Procedure ("Bankruptcy Rules"); and the undersigned hereby request, pursuant to Rules 2002 and 9001 of the Bankruptcy Rules and 11 U.S.C. § 342, that copies of all notices and pleadings given or filed in these cases be given and served upon the parties listed below at the following addresses and telephone numbers:

Mitchell D. Cohen, Esq. Vedder Price P.C. 1633 Broadway, 47th Floor New York, New York 10019 Telephone: (212) 407-7700 Facsimile: (212) 407-7799 E-mail: <u>mcohen@vedderprice.com</u>

Please take further notice that the foregoing request includes not only the notices and papers referred to in the Bankruptcy Rules specified above, but also includes, without limitation,

## 12-12900-scc Doc 70 Filed 07/13/12 Entered 07/13/12 15:50:47 Main Document Pg 2 of 2

any order, notice, application, complaint, demand, motion, petition, pleading or request, whether formal or informal, written or oral, and whether transmitted or conveyed by mail, delivery, telephone, telegraph, telex or otherwise filed or made with regard to the referenced cases and proceedings herein. This Notice of Appearance and Request for Notice, and any subsequent appearance, pleading, claim, or suit, shall not be deemed or construed to be a waiver of Komatsu's right (1) to have final orders in noncore matters entered only after <u>de novo</u> review by a District Judge, (2) to trial by jury in any proceeding so triable in these cases or any case, controversy or proceeding related to these cases, (3) to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal, or (4) any other rights, claims, actions, setoffs, or recoupments to which Komatsu is or may be entitled, in law or in equity, all of which rights, claims, actions, defenses, setoffs and recoupments Komatsu expressly reserves.

Dated: New York, New York July 12, 2012

## **VEDDER PRICE P.C.**

/s/ Mitchell D. Cohen

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