

BAILEY & GLASSER, LLP
Kevin Barrett
*Counsel and Special Assistant Attorney
General for the State of West Virginia
Department of Environmental Protection*
Athanasios Basdekis
*Counsel for the State of West Virginia
Department of Environmental Protection*
209 Capitol Street
Charleston, West Virginia 25301
Telephone: (304) 345-6555
Facsimile: (304) 342-1110

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

| | | |
|---|---|-------------------------|
| ----- | X | |
| In re: | : | Chapter 11 |
| | : | |
| PATRIOT COAL CORPORATION, <i>et al.</i> , | : | |
| | : | Case No. 12-12900 (SCC) |
| | : | |
| Debtors. | : | Jointly Administered |
| ----- | X | |

**NOTICE OF APPEARANCE AND DEMAND
FOR SERVICE OF PLEADINGS AND OTHER PAPERS**

PLEASE TAKE NOTICE Bailey & Glasser, LLP (“**Bailey Glasser**”) hereby appears as counsel and as Special Assistant Attorney General on behalf of the State of West Virginia Department of Environmental Protection and, pursuant to section 1109(b) of title 11 of the United States Code (the “**Bankruptcy Code**”) and Rules 2002, 9007 and 9010 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), Bailey & Glasser requests that copies of all notices and pleadings given or served in this case be given to and served upon Bailey & Glasser at their respective office, address, telephone number, and e-mail addresses as follows:

BAILEY & GLASSER, LLP
Attn: Kevin Barrett
Athanasios Basdekis
209 Capitol Street
Charleston, West Virginia 25301
Telephone: (304) 345-6555
Facsimile: (304) 342-1110
kbarrett@baileyglasser.com
tbasdekis@baileyglasser.com

PLEASE TAKE FURTHER NOTICE that the foregoing request, pursuant to 11 U.S.C. §1109(b), includes all of the notices and papers referred to in the Bankruptcy Rules, Bankruptcy Code, and the Local Bankruptcy Rules for the Southern District of New York, and additionally includes, without limitation, notices of any orders, pleadings, motions, applications, complaints, demands, hearings, requests or petitions, answering or reply papers, memoranda and briefs in support of any of the foregoing and any other document brought before this Court with respect to any proceedings therein, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, delivery, telephone, telegraph, telecopier, telex or otherwise, all of which shall be sent to the attorneys listed above.

PLEASE TAKE FURTHER NOTICE that neither this Notice of Appearance and Demand for Service of Pleadings and Other Papers, nor any later appearance, pleading, claim or suit, shall constitute a waiver of (i) the right to have final orders in non-core matters entered only after *de novo* review by a judge of the United States District Court, (ii) the right to trial by jury in any proceeding related to this proceeding, (iii) the right to have the United States District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal, (iv) any objection to the jurisdiction of this Court for any purpose other than with respect to this notice, (v) an election of remedy, (vi) the right to have documents served in accordance with Bankruptcy Rule 7004 and Rule 4 of the Federal Rules of Civil Procedure, or (vii) any other rights, claims,

actions, defenses, setoffs, or recoupments, in law, in equity, or under any agreements, all of which rights, claims, actions, defenses, setoffs, and recoupments are expressly reserved.

Dated: July 24, 2012

BAILEY & GLASSER, LLP

By: /s/ Athanasios Basdekis
Kevin Barrett
*Counsel and Special Assistant Attorney
General for the State of West Virginia*
Athanasios Basdekis
Counsel for the State of West Virginia
209 Capitol Street
Charleston, West Virginia 25301
Telephone: (304) 345-6555
Facsimile: (304) 342-1110

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the above Notice of Appearance and Request for Service of Papers was electronically filed with this Court on July 24, 2012, and served via e-mail on the following:

Brian Resnick
Darnain Schaible
Marshall Scott Huebner
Steven J. Reisman
Davis Polk & Wardell, LLP
450 Lexington Avenue
New York, NY 10017
brian.resnick@davispolk.com
darnain.schaible@davispolk.com
marshall.huebner@davispolk.com
sreisman@curtis.com
Counsel for Patriot Coal Corporation

and by First Class mail on:

United States Trustee
33 Whitehall Street, 21st Floor
New York, NY 10004

Dated: July 24, 2012

/s/ Athanasios Basdekis
Athanasios Basdekis