

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI**

*In re:*

Patriot Coal Corporation, et al,	)	
	)	Chapter 11
	)	
Debtors.	)	CASE NO. 12-51502-659
	)	
	)	Jointly Administered

**ENTRY OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS**

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PLEASE TAKE NOTICE that the firms listed below hereby appear as counsel for Bank of America, N.A. ("Bank of America"), in various capacities including as Administrative Agent under that certain Amended and Restated Credit Agreement, dated as of May 5, 2010, and as Administrative Agent under that certain Amended and Restated Super Priority Secured Debtor-in-Possession Credit Agreement, dated as of July 11, 2012, and, pursuant to Fed. R. Bankr. P. 2002 and 9007, and request and demand that all notices given or required to be given in this case and all papers served or required to be served in this case be given to and served upon the undersigned.

PLEASE TAKE FURTHER NOTICE that Bank of America requests that all notices authorized, permitted, or required by any provision of the Bankruptcy Code, 11 U.S.C. §§ 101 *et. seq.*, by any provision of the Federal Rules of Bankruptcy Procedure, by any Order of the United States Bankruptcy Court for the Eastern District of Missouri, and by any request, instruction, or directive of the Office of the United States Trustee, and all other notices, applications, motions, complaints, petitions, pleadings, disclosure

statements, plans of reorganizations, plans of liquidation, reports, orders, and papers lodged or filed in the above-captioned bankruptcy proceeding, as well as all notices of any of the foregoing, be given to and served upon its attorneys:

Randall F. Scherck, Esq.  
Laura Toledo, Esq.  
LATHROP & GAGE LLP  
Pierre Laclede Center  
7701 Forsyth Boulevard, Suite 400  
Clayton, Missouri 63105  
Telephone: (314) 613-2800  
Telecopier: (314) 613-2801  
Email: rscherck@lathropgage.com  
ltoledo@lathropgage.com

Margot B. Schonholtz, Esq.  
Ana M. Alfonso, Esq.  
Penelope J. Jensen, Esq.  
WILLKIE FARR & GALLAGHER LLP  
787 Seventh Avenue  
New York, NY 10019  
Telephone: (212) 728-8000  
Telecopier: (212) 728-9000  
Email: mschonholtz@willkie.com  
aalfonso@willkie.com  
pjensen@willkie.com

PLEASE TAKE FURTHER NOTICE that Bank of America intends that neither this Entry of Appearance nor any subsequent 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 district judge; (ii) the right to trial by jury in any proceeding so triable herein or in any case, controversy or proceeding related to this case; (iii) the right to request a withdrawal of the reference by the District Court in any matter subject to mandatory or discretionary withdrawal; (iv) an election of remedies, or (v) any other rights, claims, actions, defenses, setoffs or recoupments as appropriate, in law or in

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

LATHROP & GAGE LLP

/s/ Randall F. Scherck  
Randall F. Scherck, Esq.  
Laura Toledo, Esq.  
Pierre Laclede Center  
7701 Forsyth Boulevard, Suite 400  
Clayton, Missouri 63105  
Telephone: (314) 613-2800  
Telecopier: (314) 613-2801  
Email: rscherck@lathropgage.com  
ltoledo@lathropgage.com

- and -

Margot B. Schonholtz, Esq.  
Ana M. Alfonso, Esq.  
Penelope J. Jensen, Esq.  
WILLKIE FARR & GALLAGHER LLP  
787 Seventh Avenue  
New York, NY 10019  
Telephone: (212) 728-8000  
Telecopier: (212) 728-9000  
Email: mschonholtz@willkie.com  
aalfonso@willkie.com  
pjensen@willkie.com

*Counsel to Bank of America, N.A., as  
Administrative Agent under the Pre-Petition  
Credit Agreement and Second-Out DIP  
Agreement*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above and foregoing was served, by ECF Transmission, on the 20th day of December, 2012.

/s/ Randall F. Scherck

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