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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS

PLEASE TAKE NOTICE that, pursuant to Rule 9010(b) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) and section 1109(b) of title 11 of the United States Code, 11 U.S.C. §§ 101, et seq. (the “Bankruptcy Code”), the undersigned hereby appears in the above-captioned chapter 11 case (the “Chapter 11 Case”) as counsel for CapitalSource Bank, are parties in interest in this proceeding, and, pursuant to Bankruptcy Rules 2002, 3017(a) and 9007, hereby requests that all notices given or required to be given and all papers and pleadings served or required to be served in the Chapter 11 Case (including, but not limited to, all papers filed and served in all adversary proceedings in the Chapter 11 Case, and all notices mailed to statutory committees or their authorized agents and to creditors and equity security holders who file with the Court a request that all notices be mailed to them), whether sent by the Clerk of the Court, the

debtor, or any creditor, committee, or party in interest, be given to and served upon the person below at the following address, and that such name and address be added to any master mailing list:

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PLEASE TAKE FURTHER NOTICE that this request includes not only the notices, papers and pleadings referenced in the above-referenced Bankruptcy Rules but also, without limitation, orders on and notices of any motion, application, petition, pleading, plan of reorganization, disclosure statement, or complaint, whether formal or informal, written or oral, transmitted or conveyed by mail, telephone, telecopy, or otherwise in the Chapter 11 Case.

PLEASE TAKE FURTHER NOTICE that neither this request for notice nor any subsequent appearance, pleading, proof of claim, or other writing or conduct shall constitute a waiver of any: (a) rights to have any and all final orders in any and all non-core matters entered only after de novo review by a United States District Court; (b) rights to trial by jury in any proceeding as to any and all matters so triable; (c) rights to have the reference withdrawn by the United States District Court in any matter or proceeding subject to mandatory or discretionary withdrawal; and (d) other rights, claims, actions, defenses, setoffs, recoupments, or other matters under any agreement, law or equity. All of such rights hereby are reserved and preserved without exception and with no purpose of confessing or conceding jurisdiction in any way by this filing or

