

United States Bankruptcy Court
Eastern District Of Missouri

In re Patriot Coal Corporation et al.,

Case No. 12-51502
Chapter 11, Jointly Administered

TRANSFER OF CLAIM OTHER THAN FOR SECURITY

A CLAIM HAS BEEN FILED IN THIS CASE or deemed filed under 11 U.S.C. § 1111(a). Transferee hereby gives evidence and notice pursuant to Rule 3001(e)(2), Fed. R. Bankr. P., of the transfer, other than for security, of the claim referenced in this evidence and notice.

**Fulcrum Distressed Opportunities
Fund I, LP**

Kessel Forest Products, LLC

Name of Transferee

Name of Transferor

Name and Address where notices to transferee should be sent:

Name and Current Address of Transferor:

Fulcrum Distressed Opportunities
Fund I, LP
111 Congress Avenue, Suite 2550
Austin, Texas 78701
Attn: General Counsel
Tel: (512) 473-2776
Fax: (512) 473-2772

Kessel Forest Products, LLC
HC 84 Box 4
Keyser, WV 26726
Attn: Jyme M. Stevey
Tel: (304) 788-3371

Amount of Claim: \$113,522.28**
Claim Nos. 280 and 3085 (See Exhibit C)
Date Claims Filed: October 10, 2012 and
December 14, 2012

I declare under penalty of perjury that the information provided in this notice is true and correct to the best of my knowledge and belief.

By: /s/ Matthew W. Hamilton
Transferee/Transferee's Agent

Date: January 9, 2013

See Evidence of Transfer, attached as Exhibit A hereto, and Schedule of Transferred Claims, attached as Exhibit B hereto, for complete description of amount and nature of claims assigned

EXHIBIT A
EVIDENCE OF TRANSFER

TO: THE DEBTOR AND THE BANKRUPTCY COURT

Kessel Forest Products, LLC, with an address at HC 84 Box 4, Keyser WV 26726 (“**Seller**”) transfers unto Fulcrum Distressed Opportunities Fund I, LP, its successors and assigns (“**Buyer**”), pursuant to the terms of that certain Purchase and Sale Agreement For Certain Claims In The Chapter 11 Cases¹, of even date herewith (the “**Agreement**”), all of its right, title and interest in and to the claims, identified on the attached Schedule (the “**Claims**”), against Eastern Associated Coal, LLC (the “**Debtor**”), in proceedings for reorganization (the “**Proceedings**”) in the United States Bankruptcy Court for the Eastern District of Missouri (the “**Court**”), jointly administered under In re Patriot Coal Corporation et al, Chapter 11 Case No. 12-51502 (KASS).

Seller hereby waives to the fullest extent permitted by law any notice or right to a hearing as may be imposed by Rule 3001 of the Federal Rules of Bankruptcy Procedure, the Bankruptcy Code, applicable local bankruptcy rules or applicable law. Seller acknowledges and understands, and hereby stipulates, that an order of the Bankruptcy Court may be entered without further notice to Seller transferring to Buyer the foregoing Claims and recognizing the Buyer as the sole owner and holder of the Claims. Seller further directs the Debtor, the Bankruptcy Court and all other interested parties that all further notices relating to the Claims, and all payments or distributions of money or property in respect of the Claims, shall be delivered or made to the Buyer.

IN WITNESS WHEREOF, the Seller and the Buyer have caused this Evidence of Transfer to be duly executed as of December 28, 2012.

SELLER:

KESSEL FOREST PRODUCTS, LLC

By: 

Name: Lawrence R. Kessel

Title: Member

¹ Capitalized terms not otherwise defined herein, have those meaning ascribed to such terms in the Agreement.

EXHIBIT B
SCHEDULE OF TRANSFERRED CLAIMS

| Transferor Name | Transferee Name | POC Number | POC Amount | Amount Transferred |
|-----------------------------|---|-------------------|-------------------|---------------------------|
| Kessel Forest Products, LLC | Fulcrum Distressed Opportunities Fund I, LP | 280 and 3085 | \$113,522.28 | \$113,522.28 |

EXHIBIT C
PROOF(S) OF CLAIM ATTACHED

UNITED STATES BANKRUPTCY COURT

PROOF OF CLAIM

Name of Debtor:

Patriot Coal Corporation

Case Number:

12-12900



NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

Kessel Forest Products LLC

COURT USE ONLY

Name and address where notices should be sent:

Kessel Forest Products LLC
HC 84 Box 4 Keyser WV 26726

Check this box if this claim amends a previously filed claim.

Court Claim Number: _____
(If known)

Telephone number:

304-788-3371

email:

Kesselforestproducts@gmail.com

Filed on: _____

Name and address where payment should be sent (if different from above):

Same as Above

FILED - 00200

U.S. BANKRUPTCY COURT - SOUTHERN DISTRICT OF NEW YORK

PATRIOT COAL CORPORATION

Telephone number:

email:

12-12900 (SCC)

Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.

1. Amount of Claim as of Date Case Filed: \$ 133,522.28

If all or part of the claim is secured, complete item 4.

If all or part of the claim is entitled to priority, complete item 5.

Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.

2. Basis for Claim: Pre-petitioned Debt

3. Last four digits of any number by which creditor identifies debtor:

N/A

3a. Debtor may have scheduled account as:

N/A

(See instruction #3a)

3b. Uniform Claim Identifier (optional):

N/A

(See instruction #3b)

4. Secured Claim (See instruction #4)

Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.

Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____

Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe:

Basis for perfection: _____

Value of Property: \$ _____

Amount of Secured Claim: \$ _____

Annual Interest Rate: _____ % Fixed or Variable (when case was filed)

Amount Unsecured: \$ _____

5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.

Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).

Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. § 507 (a)(4).

Contributions to an employee benefit plan - 11 U.S.C. § 507 (a)(5).

Amount entitled to priority: \$ _____

Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507 (a)(7).

Taxes or penalties owed to governmental units - 11 U.S.C. § 507 (a)(8).

Other - Specify applicable paragraph of 11 U.S.C. § 507 (a)()

*Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)

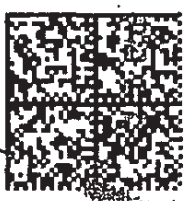
N/A

Russel Forest Products
MC 84 Box 4
Keyser WV 26720

Patriot Coal Corporation, et al.
d/o GCB
P.O. Box 9898
Dublin OH 43017-5798

CUMBERLAND MD 215

05 OCT 2012



02 1P
0002919998 OCT 04 2012
MAILED FROM ZIP CODE 26726

\$000.450

4301735898



Amended



Modified B 10 (GCG) (12-11)

GCG Number: 7541113



UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

You may only check one Debtor box. If you have a claim against multiple Debtors listed below you must complete a separate proof of claim form for each such Debtor.

Table with 6 columns: Name of Debtor, Case No., Name of Debtor, Case No., Name of Debtor, Case No. Lists various coal companies and their case numbers.

NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.

PROOF OF CLAIM

Name of Creditor (the person or other entity to whom the Debtor owes money or property): Kessel Forest Products LLC
Name and address where notices should be sent: KESSEL FOREST PRODUCTS LLC, HCM BOX 4, KYSER, WV 26726
Telephone number: 304-788-3371
E-mail: KesselForestProducts@gmail.com

Check this box to indicate that this claim amends a previously filed claim.
Court Claim Number: 12-12900 (if known)
Original Claim Filed on: 10/10/2012

Your Claim Is Scheduled As Follows:
If an amount is identified above, you have a claim scheduled by the Debtor as shown. (This scheduled amount of your claim may be an amendment to a previously scheduled amount.) If you agree with the amount and priority of your claim as scheduled by the Debtor and you have no other claim against the Debtor, you do not need to file this proof of claim form, EXCEPT AS FOLLOWS: If the amount shown is listed as DISPUTED, UNLIQUIDATED, or CONTINGENT, a proof of claim MUST be filed in order to receive any distribution in respect of your claim. If you have already filed a proof of claim in accordance with the attached instructions, you need not file again.

Name and address where payment should be sent (if different from above):
FILER - 03045
U.S. BANKRUPTCY COURT - SOUTHERN DISTRICT OF NEW YORK
PATRIOT COAL CORPORATION
Telephone number: 12-12900 (SCC)
E-mail:

Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.

1. Amount of Claim as of Date Case Filed (July 9, 2012): \$ 113,322.28
(See instruction #1)
If all or part of the claim is secured, complete item 4.
If all or part of the claim is entitled to priority, complete item 5.
Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.

2. Basis for Claim: Prepetitioned Debt - Goods Delivered

3. Last four digits of any number by which creditor identifies Debtor: (See instruction #3)

3a. Debtor may have scheduled account as: (See instruction #3a)

3b. Uniform Claim Identifier (optional): (See instruction #3b)

4. Secured Claim (See instruction #4)
 Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.

Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____

Nature of property or right of setoff: Real Estate Equipment Other
 Describe: _____ **Basis for perfection:** _____

Value of Property: \$ _____ **Amount of Secured Claim:** \$ _____

Annual Interest Rate _____ % Fixed or Variable **Amount Unsecured:** \$ _____
 (when case was filed)

5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount. (See instruction #5)

Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B). Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the Debtor's business ceased, whichever is earlier - 11 U.S.C. § 507 (a)(4). Contributions to an employee benefit plan - 11 U.S.C. § 507 (a)(5). **Amount entitled to priority:** \$ _____

Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507 (a)(7). Taxes or penalties owed to governmental units - 11 U.S.C. § 507 (a)(8). Other - Specify applicable paragraph of 11 U.S.C. § 507 (a)().

**Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.*

6. Claim Pursuant to 11 U.S.C. § 503 (b)(9). (See instruction #6) Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before July 9, 2012, the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of the Debtor's business. Attach documentation supporting such claim. \$ 43,354.84

7. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #7)

8. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #8, and the definition of "redacted".)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain: _____

9. Signature: (See instruction #9)
 Check the appropriate box.

I am the creditor I am the creditor's authorized agent. I am the trustee, or the Debtor, or its authorized agent. (See Bankruptcy Rule 3004.) I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Lawrence R. Kessel
 Title: Member
 Company: Kessel Forest Products, LLC
 Address and telephone number (if different from notice address above): _____ (Signature) _____ (Date) 12/12/12

Telephone number: 304-788-3371 e-mail: KesselForestProducts@gmail.com

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the Debtor, exceptions to these general rules may apply. The attorneys for the Debtor and its Court-appointed claims agent, GCG, Inc. ("GCG"), are not authorized to provide you, and are not providing you, with any legal advice.

PLEASE SEND YOUR ORIGINAL, COMPLETED CLAIM FORM AS FOLLOWS: **IF BY FIRST CLASS MAIL:** Patriot Coal Claims Processing Center, c/o GCG, P.O. Box 9898, Dublin, Ohio 43017-5798. **IF BY HAND DELIVERY OR OVERNIGHT MAIL:** Patriot Coal Claims Processing Center, c/o GCG, 5151 Blazer Parkway, Suite A, Dublin, Ohio 43017. **ANY PROOF OF CLAIM SUBMITTED BY FACSIMILE OR EMAIL WILL NOT BE ACCEPTED.**

**THE GENERAL BAR DATE IS DECEMBER 14, 2012 AT 5:00 P.M. (PREVAILING EASTERN TIME) AND
 THE GOVERNMENTAL BAR DATE IS JANUARY 21, 2013 AT 5:00 P.M. (PREVAILING EASTERN TIME)**

Kessel Forest Products, LLC
HC 84 Box 4
Keyser WV 26726

December 12, 2012

To whom it may concern:

Kessel Forest Products, LLC is a creditor to Eastern Associated Coal (Patriot Coal). We ship lumber from our sawmill in Keyser, WV, to Federal II Mine site in Fairview, WV.

Eastern Associated Coal is indebted to Kessel Forest Products, LLC for mine materials delivered. *See attached invoices and delivery tickets

Sincerely,



Lawrence R. Kessel
Member

Kessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WV 26726

Invoice

Office: 304.788.3371
 Fax: 304.788.5168

| Date | Invoice # |
|-----------|-----------|
| 5/29/2012 | 2068 |

Bill To
 Patriot Coal
 PO Box 60823
 St. Louis, MO 63160-0823

Ship To
 Eastern Assoc. Coal
 Fairview, WV
 Ticket# 861
 Shipped 5/25/12

| Terms | Ship | Ord Date | P.O Number |
|-------------------|-----------|----------|------------------|
| 2% 15 DAYS NET 30 | 5/25/2012 | 5/23/12 | 520764 0755 0069 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|---------------------|--------------|-------------------|
| 1,156 | Cribs | 4' raw lumber cribs | 4.61 | 5,329.16 |
| | | | Total | \$5,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

861

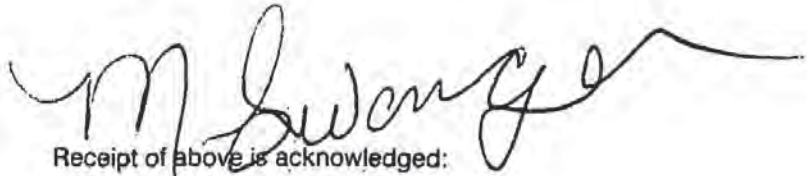
DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fed # 2 mine
Delivered To: Fairview, WV
Thomas
Truck No. _____
Order No. 520764 0455 0069 Date 5-25-12

4' Crib Blocks

1156 pcs

Inv # 2068



Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WV 26726

Invoice

Order No: 188-2371
 Date: May 23, 2012

| Date | Invoice # |
|-----------|-----------|
| 5/23/2012 | 210 |

Bill To
 Paper Co
 PO Box 66822
 St. Louis, MO 63166-6822

Ship To
 Eastern Assoc Co
 Fairview, WV
 Ticket# 802
 Shipped 5/30/12

| Terms | Ship | Ord Date | P.O. Number |
|-------------------|-----------|----------|------------------|
| 2% 15 DAYS NET 30 | 5/30/2012 | 05/23/12 | 529761 0755 0009 |

| Quantity | Item Code | Description | Price Each | Amount |
|--------------|-----------|--------------------|------------|------------|
| 1,156 | Cribs | 1 row timber cribs | 4.61 | 5,329.16 |
| Total | | | | \$5,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

862

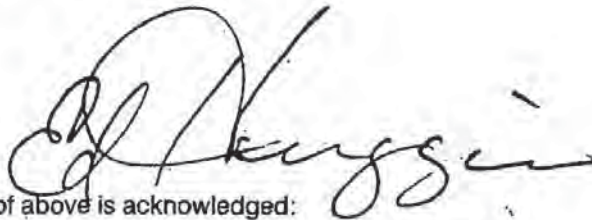
DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fed # 2 mine
Delivered To: Fairview, WV

Truck No. _____
Order No. 520764 0755 0069 Date 5-30-12

4' Crib Blocks
1156 pcs

Invt# 2069



Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WV 26736

Invoice

Order #047883371
 Fax #047883098

| Date | Invoice # |
|-----------|-----------|
| 5/31/2012 | 000 |

| Bill To |
|--|
| Patriot Food PO Box 66823 St Louis MO 63166-0823 |

| Ship To |
|--|
| Eastern Assoc Coal Fairview, WV Ticket# 804 Supper #30012 |

| Terms | Ship | Ord Date | P.O. Number |
|-------------------|-----------|----------|----------------|
| 2% 15 DAYS NET 30 | 5/30/2012 | 05/30/12 | 50076107550009 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|------------|
| 1,156 | Cnbs | 2" raw timber cnbs | 4.61 | \$5,329.16 |
| | | | Total | \$5,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

864

DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fed # 2 mine
Delivered To: Fairview, WV

Truck No. _____
Order No. 520764 0755 0069 Date 5-30-12

4' Crib Blocks

1156 pcs

Inw # 2070

Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products, LLC
 HC 84 Box 4
 Maysville, WV 26046

Invoice

Phone 304 787 2211
 Fax 304 788 1149

| Date | Invoice # |
|--------|-----------|
| 6/1/12 | 2075 |

Bill To
 Patient Care
 PO Box 66823
 St. Louis, MO 63166-0823

Ship To
 Patient Care, Inc.
 Maysville, WV
 Tel: 304 805
 Shippin 670612

| Terms | Ship | Inv Date | PO Number |
|-------------------|----------|----------|------------------|
| 2% 15 DAYS NET 30 | 6/6/2012 | 6/01/12 | 520754 6755 0170 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|-------------------|
| 1.156 | Crib | 1' raw timber crib | 4.60 | 5,329.16 |
| | | | Total | \$5,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

865

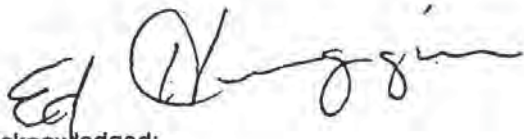
DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fed # 2 mine
Delivered To: Fairview, WV

Truck No. _____
Order No. 520764 0755 0070 Date 6-6-12

4' Crib Blocks
1156 pcs

Inv# 2073



Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WV 26726

invoice

Phone: 304 789 3321
 Fax: 304 789 3348

| Date | Invoice # |
|---------|-----------|
| 6/20/12 | 215 |

| Bill To |
|---|
| Park Coal PO Box 66227 St. Louis, MO 63166-0227 |

| Ship To |
|---|
| Eastern Assoc. Coal Pineview, WV Ticket# 816 Shipped 6/26/12 |

| Terms | Ship | Ord Date | P.O. Number |
|-------------------|----------|----------|-----------------|
| 2% 15 DAYS NET 30 | 6/6/2012 | 6/20/12 | 5205610755 0971 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|-------------------------------|--------------|-------------------|
| 10,000 | Wedges | 1" X 5" X 12" raw wood wedges | 0.22 | 2,200.00 |
| | | | Total | \$2,200.00 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

816

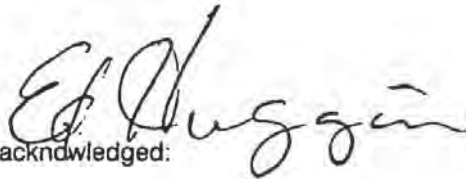
DELIVERY TICKET

Sold To: EASTERN ASSO COAL
Address: Fed #2 MINE
Delivered To: FAIRVIEW WV

Truck No. _____
Order No. 520764-0755-0071 Date 6-6-12

10000-1d5d12" woods

Inv # 2074



Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products, L.L.C.
 HC 84 Box 4
 Keyser, WV 26726

invoice

Office: 301-788-5311
 Fax: 301-788-5304

| Date | Invoice # |
|-----------|-----------|
| 6/18/2012 | 2773 |

| Bill To |
|---|
| Patriot Coal PO Box 66523 St Louis, MO 63156-0523 |

| Ship To |
|--|
| Eastern Assoc. Coal Harview, WV Ticket# 508 Shipped 6/12/12 |

| Terms | Ship | Prod Unit | P.O. Number |
|----------------|-----------|-----------|------------------|
| 30 DAYS NET 30 | 6/12/2012 | 601-12 | 320264 0755 0000 |

| Quantity | Item Code | Description | Price Each | Amount |
|--------------|-----------|---------------------|------------|-----------|
| 1,156 | Cribs | 2" raw timber cribs | 4.61 | 5,329.16 |
| Total | | | | 55,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

868

DELIVERY TICKET

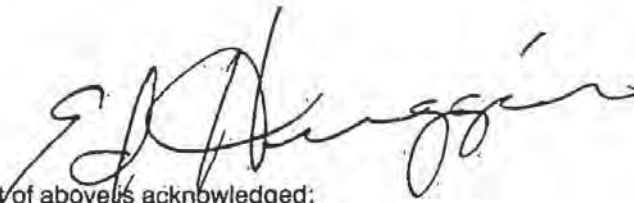
Sold To: Eastern Assoc Coal
Address: Fed #2 mine
Delivered To: Fairview, WV

Truck No. _____
Order No. 520764 0755 0070 Date 6-12-12

4' Crib Blocks

1156 pcs

Invt # 2077



Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products LLC
 HC 84 Box 4
 Kayser, WV 26726

Invoice

| Date | Invoice # |
|---------|-----------|
| 6/14/12 | 1128 |

Office: 304 738 4377
 Fax: 304 738 4362

Bill To
 Patriot Coal
 PO Box 60823
 St. Louis, MO 63160-823

Ship To
 Patriot Coal
 Kayser, WV
 PO Box
 Kayser, WV 26726

| Terms | Ship | Ord Date | PO Number |
|--------------------|---------|----------|------------------|
| Net 15 Days NR1 30 | 01V2012 | 6/01/12 | 520764 0354 0070 |

| Quantity | Item Code | Description | Price Each | Amount |
|--------------|-----------|--------------------|------------|-----------|
| 1156 | C108 | 1" raw timber c1bs | 4.61 | 5,329.16 |
| Total | | | | 55,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

869

DELIVERY TICKET

Sold To: *Eastern Assoc Coal*
Address: *Fed #2 mine*
Delivered To: *Fairview, WV*

Order No. *520764 0755 0070* Truck No. _____ Date *6-13-12*

4' Crib Blocks

1156 PCS

Inv # 2078



Receipt of above is acknowledged:

Date

By

Kessel Forest Products LLC
 HC 84 Box 4
 Keweenaw, WA 98726

Invoice

ORDER NO: 7001171
 OR: 307555155

| Date | Invoice # |
|---------|-----------|
| 6/15/12 | 2454 |

| |
|--|
| Bill To |
| Fabrik Coal P.O. Box 6682 St. Louis, MO 63166-6822 |

| |
|--|
| Ship To |
| Custom Assoc. Coal Hannibal, W.V. Ticket# 370 Shipped 6/15/12 |

| Terms | Ship | Invoice Date | P.O. Number |
|-------------------|-----------|--------------|------------------|
| 2% 15 DAYS NET 30 | 6/14/2012 | 6/15/12 | 530764 0755 0072 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|-----------|
| 1,156 | Cnls | 4' raw timber cnls | 4.61 | 5,329.16 |
| | | | Total | 55,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

870

DELIVERY TICKET

Sold To: *Eastern Assoc Coal*
Address: *Fed #2 mine*
Delivered To: *Fairview, WV*

Truck No. _____
Order No. *520764 0755 0072* Date *6-14-12*

*4' Crib Blocks
1156 pcs.*

Inv # 2079

EJ Nuggin

Receipt of above is acknowledged.

Date ..

By ..

Kessel Forest Products LLC
 HC 84 Box 4
 Keyser, WV 26776

invoice

Phone: 304 788 3000
 Fax: 304 788 3068

| | |
|---------|-----------|
| Order | Invoice # |
| 548 247 | 526 |

Bill To

Patrick Cook
 P.O. Box 66811
 St. Louis, MO 63166-0111

Ship To

Patrick Cook
 Fairview, WV
 Ticket# 526
 Shipped 6/15/12

| Terms | Ship | Ord Date | P.O. Number |
|-------------------|-----------|----------|---------------|
| 2% 15 DAYS NET 30 | 6/15/2012 | 6/15/12 | 5307600350000 |

| Quantity | Item Code | Description | Price Each | Amount |
|--------------|-----------|---------------------|------------|------------------|
| 1.156 | Cribs | 4" raw timber cribs | 3.61 | 5,329.16 |
| Total | | | | 55,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

871

DELIVERY TICKET

Sold To: *Eastern Assoc Coal*
Address: *Fed #2 mine*
Delivered To: *Fairview, WV*

Truck No. _____
Order No. *520764 0755 0072* Date *6-15-12*

4' Crib Blocks
1156 pcs

Inv # 2080



Receipt of above is acknowledged:

Date

By

Kessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WV 26726

INVOICE

Phone: 301 788 3371
 Fax: 301 788 5053

| Date | Invoice # |
|-----------|-----------|
| 6/18/2012 | 2981 |

| |
|---|
| Bill To |
| Patrol Code PO Box 00823 St. Louis, MO 63166-0823 |

| |
|---|
| Ship To |
| Eastern Area Office Fairview, WV Ticket# 870 Shipped 6/18/12 |

| Terms | Ship | Prod Date | P.O. Number |
|-------------------|-----------|-----------|------------------|
| 2% 15 DAYS NET 30 | 6/18/2012 | 6/13/12 | 520764 0553 0072 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|-------------------|
| 1.156 | Cnbs | 4" raw timber cnbs | 4.61 | 5,329.16 |
| | | | Total | \$5,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

872

DELIVERY TICKET

Sold To: *Eastern Assoc Coal*
Address: *Fed #2 mine*
Delivered To: *Fairview, WV*

Order No. *520764 0755 072* Truck No. _____
Date *6-18-12*

4' Crib Blocks

1156 pcs

M Swanger

Truck # 2081

Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products, LLC
 110 S. Box 4
 Keyser WV 26726

Invoice

| Date | Invoice # |
|-----------|-----------|
| 6/19/2012 | 2080 |

Office 304 785 2371
 Fax 304 785 1568

| |
|--|
| Bill To |
| Patrol Club PO Box 60823 St Louis, MO 63166-0823 |

| |
|--|
| Ship To |
| Patrol Assoc. Club Hartview, WV Ticket# 873 Shipped 6/19/12 |

| Terms | Ship | Ord Date | P.O Number |
|-------------------|-----------|----------|------------------|
| 2% 15 DAYS NET 30 | 6/19/2012 | 6/13/12 | 520764 0755 0072 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|------------------|
| 1.156 | Crite | 4' raw timber cube | 4.61 | 5,329.16 |
| | | | Total | 55,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

873

DELIVERY TICKET

Sold To: *Eastern Assoc Coal*
Address: *Fed # 2 mine*
Delivered To: *Fairview, WV*

Order No. *520764 0755 0072* Truck No. _____
Date *6-19-12*

4' Crib Blocks

1156 pcs

Inv # 2082

Ed [Signature]

Receipt of above is acknowledged:

Date _____ By _____

Wessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WV 26726

Invoice

| | |
|---------|-----------|
| Date | Invoice # |
| 6/20/12 | 2087 |

Office: 304 786 5331
 Fax: 304 786 5328

| |
|--|
| Bill To |
| Patrol Coal PO Box 65823 St Louis, MO 63169-0823 |

| |
|--|
| Ship To |
| Leslie Assoc. Coal Harlow, WV Tucker 876 Whippa 62012 |

| | | | |
|-------------------|-----------|----------|------------------|
| Terms | Ship | Ord Date | P.O. Number |
| 2% 15 DAYS NET 90 | 6/20/2012 | 6/13/12 | 120764 0745 0072 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|---------------------|--------------|-----------------|
| 1,156 | Crib | 4" raw timber cribs | 4.61 | 5,329.16 |
| | | | Total | 5,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

874

DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fed #2 mine
Delivered To: Fairview, WV

Order No. 520764 0755 0072 Truck No. _____
Date 6.20.12

4" Crib Blocks
1156 pcs

Inv # 2083



Receipt of above is acknowledged:

Date _____

By _____

Nessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WA 99126

Invoice

Office: 509-785-4477
 Fax: 509-785-4468

| | |
|---------|-----------|
| Date | Invoice # |
| 6/21/12 | 101 |

Bill To

Patrol Tool
 PO Box 66823
 St. Louis, MO 63166-823

Ship To

Eastern Assoc #140
 Parview, WA
 Ticket# 875
 Shipped 6/20/12

| | | | |
|-------------------|-----------|------------|----------------|
| Terms | Ship | Order Date | P.O. Number |
| 2% 15 DAYS NET 30 | 6/21/2012 | 6/18/12 | 32076100350073 |

| Quantity | Item Code | Description | Price Each | Amount |
|--------------|-----------|---------------------|------------|------------|
| 1,156 | Cribs | 4" raw timber cribs | 4.61 | \$5,329.16 |
| Total | | | | \$5,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

875

DELIVERY TICKET

Delivered To: Eastern Assoc Coal
Address: Fal # 2 mine
Delivered To: Fairview, WV

Order No. 520764 0755 0073 Truck No. _____ Date 6-21-12

4" Crib Blocks
1156 pcs

Inw # 2054

Receipt of above is acknowledged:

Kessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WV 26726

INVOICE

| | |
|---------|-----------|
| Date | Invoice # |
| 6/22/12 | 2094 |

Office 204 788 7471
 Fax 204 788 5168

Bill To

Parrot Corp
 PO Box 60223
 St. Louis, MO 63166-6023

Ship To

Eastern Area Dept
 Fairview Wv
 Tickets 880
 Shipped 6/22/12

| | | | |
|-------------------|-----------|----------|----------------|
| Terms | Ship | Ord Date | P.O. Number |
| 2% 15 DAYS NET 30 | 6/22/2012 | 6/18/12 | 52094103550073 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|---------------------|--------------|-----------------|
| 1,156 | Cribs | 4' raw timber cribs | 4.61 | 5,329.16 |
| | | | Total | 5,329.16 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

880

DELIVERY TICKET

Sold To: Eastern Assoc. Coal
Address: Feed # 2 Mine
Delivered To: Fairview WV

Order No. 520764 0755 0073 Truck No. _____ Date 6/22/12

4' Crib Blocks

1156 pcs

Invt # 2085

T. Pat
6-22-12

Receipt of above is acknowledged:

Date

By

Kessel Forest Products, LLC
 HC 81 Box 4
 Keyser, WV 26729

Invoice

Order # 01785171
 Fax # 304-267-1185

| Date | Amount |
|-----------|--------|
| 6/25/2012 | 2689 |

Bill To
 Parcel 0001
 P.O. Box 0682
 St. Louis, Mo. 63106-0682

Ship To
 Parcel 0001
 P.O. Box 0682
 St. Louis, Mo. 63106-0682

| Terms | Ship | Del Date | P.O. Number |
|-------------------|-----------|----------|------------------|
| 2% 15 DAYS NET 30 | 6/25/2012 | 6/18/12 | 250964 0785 0073 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|-------------------|
| 1,149 | Ctbs | 4" raw rubber ctbs | 4.61 | 5,255.40 |
| | | | Total | \$5,255.40 |

Forest *LLC*
KESSEL LUMBER PRODUCTS, INC.
TELEPHONE (304) 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

DELIVERY TICKET

4868

Sold To: Eastern Assoc Coal
Address: Federal #2 mines Fairview W.V.
Delivered To: Same

Truck No. _____
Order No. 52076407550073 Date: 6/25/12

1140 - 4 Ft. Crib
Blocks

Inv # 2086



Receipt of above is acknowledged:

Date _____ By _____

Kressel Forest Products, LLC
 PO Box 4
 Keyser, WV 26726

Invoice

| Date | Invoice # |
|---------|-----------|
| 6/26/12 | 200 |

Office Tel 304 734 1111
 Fax 304 734 5105

Bill To
 Patriot Coal
 PO Box 68825
 St. Louis, MO 63166-0825

Ship To
 Patriot Coal
 Panview, WV
 Ticket# 893
 Shipped 6/26/12

| Terms | Ship | Prod. etc | P.O. Number |
|--------------------|---------|-----------|------------------|
| Net 15 DAYS Net 30 | 6/26/12 | | 520264 0755 0273 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|---------------------|--------------|----------|
| 1,140 | Crbs | 2' fine timber crbs | 4.61 | 5,255.40 |
| | | | Total | 5,255.40 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

883

DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fed #2 mine
Delivered To: Fairview, WV

Truck No. _____
Order No. 520764 0755 0073 Date 6/24/12

4' Crib Blocks

1140 PCS

Inv # 2087

Ed Nugger

Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products, LLC
 HC 84166-1
 Keyser, WV 26726

Invoice

PHONE 304-253-3777
 FAX 304-253-3778

| Date | Invoice # |
|---------|-----------|
| 6/27/12 | 108 |

Bill To
 Patriot Club
 PO Box 66823
 St. Louis, MO 63166-0823

Ship To
 Hatcher Assoc. Ltd.
 Fairview, WV
 Tuckers 887
 Shipped 6/27/12

| Terms | Ship | Ord Date | PO Number |
|-------------------|-----------|----------|-----------------|
| 2% 15 DAYS NET 30 | 6/27/2012 | 6/19/12 | 5207610755-0073 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|-----------------|
| 1140 | CR10 | 4" raw timber ends | 3.61 | 5,255.40 |
| | | | Total | 5,255.40 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

882

DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fed # 2 mine
Delivered To: Fairview, WV

Order No. 520764 0755 0073 Truck No. _____ Date 6/22/12

4' Crib Blocks

1140 pcs

Inv# 2088

Ed [Signature]
Receipt of above is acknowledged.

Date _____ By _____

Kassel Forest Products, LLC
 PO Box 4
 Keyser, WV 26726

Invoice

Invoice No: 753 377
 P.O. No: 753 348

| DATE | Invoice # |
|---------|-----------|
| 6/27/12 | 909 |

Bill To

Patrol Coal
 PO Box 66523
 St. Louis, Mo 63166-6523

Ship To

Eastern Assoc Coal
 Fairview, WV
 Ticket 584
 Stopped 6/27/12

| Terms | Ship | Card Date | P.O. Number |
|-------------------|-----------|-----------|-----------------|
| 2% 15 DAYS NET 30 | 6/27/2012 | 6/27/12 | 520764 0755 071 |

| Quantity | Item Code | Description | Price Each | Amount |
|--------------|-----------|--------------------|------------|------------|
| 1,140 | Cnbs | 4" row timber cnbs | 4.61 | \$5,255.40 |
| Total | | | | \$5,255.40 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

884

DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fel #2 mine
Delivered To: Fairview, WV

Order No. 520764 0755 0074 Truck No. _____ Date 6/27/12

4' Crib Blocks

1140 pcs

Inv # 2089

E. Higgins

Receipt of above is acknowledged:

Date _____ By _____

Kessal Forest Products, LLC
 PO Box 4
 Keyser, WV 26726

Invoice

| Date | Invoice # |
|---------|-----------|
| 6/28/12 | 298 |

Office: 304-798-1377
 Fax: 304-798-2509

Bill To
 Patriot Coal
 PO Box 60821
 Cincinnati, MO 63260-8513

Ship To
 Eastern Assoc. Inc
 Fairview, WV
 Ticker- 363
 Shipped 6/28/12

| Terms | Ship | Ord Date | P.O. Number |
|-------------------|-----------|----------|-----------------|
| 2% 15 DAYS NET 30 | 6/28/2012 | 6/26/12 | 52076-0755-0074 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|-----------|
| 1,140 | Cube | 4" hem timber cube | 4.51 | 5,255.40 |
| | | | Total | 55,255.40 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

885

DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fed # 2 mine
Delivered To: Fairview, WV

Truck No. _____
Order No. 520764 0755 0074 Date 6/28/12

4' Crib Blocks
1140 pcs

Inv # 2090

Ed. [Signature]

Receipt of above is acknowledged:

Date _____ By _____

Kessel Forest Products, LLC
 RR 84 Box 4
 Kayser, WV 26726

Invoice

Phone: 304 295 1111
 Fax: 304 295 5442

| Date | Invoice # |
|---------|-----------|
| 6/28/12 | 2475 |

| |
|--|
| Bill To |
| Patrol Coal RR 84 Box 4 St. Louis, MO 63106-0813 |

| |
|--|
| Ship To |
| Delton Acme Coal Highway 93 Sackett, MO Shipped 6/28/12 |

| Terms | Ship | Ord Date | P.O. Number |
|-------------------|-----------|----------|------------------|
| 2% 15 DAYS NET 30 | 6/28/2012 | 6/26/12 | 320760 0755 0070 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|---------------------|--------------|-----------------|
| 1,140 | Cribs | 4' raw timber cribs | 1.61 | 5,255.40 |
| | | | Total | 5,255.40 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

886

DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fair # 2 mine
Delivered To: Fairview, WV

Truck No. _____
Order No. 520764 0755 0074 Date 6/28/12

*4 1/2 Crib Blocks
1140 pcs*

Inv # 2091



Receipt of above is acknowledged:

Date _____ By _____

Nessel Forest Products, LLC
 HC 84 Box 4
 Keyser, WV 26729

1100000000

Order No: 718-071
 Ship: 10/26/12

| | |
|-------|-----------|
| 2012 | Invoice # |
| 12/12 | 2012 |

Bill To

Patrol Corp
 P.O. Box 6662
 St. Louis, MO 63166-6828

Ship To

Eastern Assoc. Prod
 Charleston, WV
 Ticket # 867
 Shipped 10/27/12

| Terms | Ship | Print Date | PO Number |
|--------------------|-----------|------------|----------------|
| Net 15 DAYS NET 30 | 7/12/2012 | 6/26/12 | 12074107650076 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|--------------------|--------------|-------------------|
| 1,140 | Crib | 4' raw timber crib | 4.61 | 5,255.40 |
| | | | Total | \$5,255.40 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

887

DELIVERY TICKET

Sold To: Eastern Assa Coal

Address: Fed #2 mine

Delivered To: Fairview, WV

Order No. 520764 0755 0074 Truck No. _____ Date 7/2/2012

4' Crib Block
1140 pcs

Inv # 2092

[Signature]

Receipt of above is acknowledged:

Date _____ By _____

Wood Forest Products, LLC
 HC 84 Box 4
 Newer, PA 17736

Invoice

| Date | Invoice # |
|----------|-----------|
| 07/29/12 | 292 |

Phone: 301-758-0333
 Fax: 301-758-1108

Bill To
 Puro Wood
 PO Box 66823
 St. Louis, MO 63166-0823

Ship to
 Lioseth Wood Prod
 Fairview WV
 Tuckers 985
 Slipped 700M12

| Terms | Ship | Order No | P.O. Number |
|-------------------|----------|----------|------------------|
| 2% 15 DAYS NET 30 | 7/3/2012 | 612912 | 520764 0735 4074 |

| Quantity | Item Code | Description | Price Each | Amount |
|----------|-----------|---------------------|--------------|------------------|
| 1,140 | Cribb | 4" raw timber cribs | 4.61 | 5,255.40 |
| | | | Total | 55,255.40 |

KESSEL FOREST PRODUCTS, LLC

TELEPHONE 788-3371
FAX# (304) 788-5468
HC 84, BOX 4, KEYSER, W.VA. 26726

888

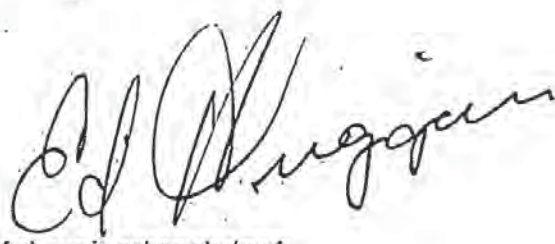
DELIVERY TICKET

Sold To: Eastern Assoc Coal
Address: Fairview #2 mine
Delivered To: Fairview, WV

Order No. 520764 0755 0074 Truck No. _____ Date 7/3/2012

4' Crib Blocks
1140 pcs

Inv# 2093



Receipt of above is acknowledged:

Date _____ By _____

FedEx Express US Airbill

8624 3916 2002

0200

Form 10 No

FedEx Retrieval Copy

1 From Date 10/13/12 Sender's FedEx Account Number 1469 02758

Sender's Name Lawrence Kessel Phone 304 788 3311

Company Kessel Forest Products LLC
 Address HC 94 Box 4
 City Keyser State WV ZIP 26726

2 Your Internal Billing Reference

3 To Recipient's Name _____ Phone _____

Company Patriot Coal Claims Processing Center
 Recipient's Address 210 GCB, 5151 Blazer Parkway Suite A
 We cannot deliver to P.O. boxes or P.O. ZIP codes.

Address _____
 City Dublin State OH ZIP 43017



8624 3916 2002

4a Express Package Service
 FedEx Priority Overnight **5** **FedEx Standard Overnight** **6**
 Next business morning. Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
 Next business afternoon. Saturday Delivery NOT available.

3 **FedEx 2Day** **20** **FedEx Express Saver**
 Second business day. Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
 Third business day. Saturday Delivery NOT available.

4b Express Freight Service
 FedEx 1Day Freight* **8** **FedEx 2Day Freight** **83**
 Next business day. Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
 Second business day. Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

5 Packaging **2** **FedEx Pak*** **3** **FedEx Box** **4** **FedEx Tube** **1** **Other Envelope***
 Includes FedEx Small Pak, FedEx Large Pak, and FedEx Study Pak. *Declared value limit \$500.

6 Special Handling **1** **HOLD Saturday Delivery** **31** **HOLD Saturday at FedEx Location**
 Not available for FedEx First Overnight, FedEx Express Saver, or FedEx 2Day Freight. Not available for FedEx Priority Overnight and FedEx 2Day. *Select locations.

Does this shipment contain dangerous goods?
 No **Yes** **Yes** **Dry Ice**
 One box must be checked. Shipper's Declaration not required. Dry Ice UN 1845. Cargo Aircraft Only.

7 Payment **1** **Sender** **2** **Recipient** **3** **Third Party** **4** **Credit Card** **5** **Cash/Check**
 Enter FedEx Acct. No. or Credit Card No. below. Obtain Receipt. Acct. No. _____

8 Residential Delivery Signature Options **10** **Required** **34** **Indirect Signature**
 Packages may be left without changing a signature to delivery. Signature may be left at a neighboring address may sign for delivery. Fee applies.

9 Residential Delivery Signature Options **10** **Required** **34** **Indirect Signature**
 Packages may be left without changing a signature to delivery. Signature may be left at a neighboring address may sign for delivery. Fee applies.



Our liability is limited to \$100 unless you declare a higher value. See the current FedEx Services Guide for details. Credit Card Auth. _____

Terms And Conditions

5005 DUPE HEDB

Definitions: On this Airbill, "we," "our," "us," and "FedEx" refer to Federal Express Corporation, its employees, and agents. "You" and "your" refer to the sender, its employees, and agents.

Agreement To Terms By giving us your package to deliver, you agree to all the terms on this Airbill and in the current *FedEx Service Guide, which is available upon request.* You also agree to those terms on behalf of any third party with an interest in the package. If there is a conflict between the current FedEx Service Guide and this Airbill, the current FedEx Service Guide will control. No one is authorized to change the terms of our Agreement.

Responsibility For Packaging And Completing Airbill. You are responsible for adequately packaging your goods and properly filling out this Airbill. If you omit the number of packages and/or weight per package, our billing will be based on our best estimate of the number of packages we received, and/or an estimated "default" weight per package as determined by us.

Responsibility For Payment Even if you give us different payment instructions, you will always be primarily responsible for all delivery costs, as well as any cost we incur in either returning your package to you or warehousing it pending disposition.

Limitations On Our Liability And Liabilities Not Assumed

• Our liability in connection with this shipment is limited to the lesser of your actual damages or \$100, unless you declare a higher value, pay an additional charge, and document your actual loss in a timely manner. You may pay an additional charge for each additional \$100 of declared value. The declared value does not constitute, nor do we provide, cargo liability insurance.

• In any event, we will not be liable for any damage, whether direct, incidental, special, or consequential, in excess of the declared value of a shipment, whether or not FedEx had knowledge that such damages might be incurred, including but not limited to loss of income or profits.

• We won't be liable for your acts or omissions, including but not limited to improper or insufficient packing, securing, marking, or addressing, or those of the recipient or anyone else with an interest in the package.

• If you or the recipient violates any of the terms of our Agreement for loss of or damage to shipments of prohibited items.

• For loss, damage, or delay caused by events we cannot control, including but not limited to acts of God, perils of the air, weather conditions, acts of public enemies, war, strikes, civil commotions, or acts of public authorities with actual or apparent authority.

Declared Value Limits

• The highest declared value allowed for a FedEx Envelope or FedEx Pak shipment is \$500.

• For other shipments, the highest declared value allowed is \$50,000 unless your package contains items of extraordinary value, in which case the highest declared value allowed is \$500.

• Items of extraordinary value include shipments containing such items as artwork, jewelry, furs, precious metals, negotiable instruments, and other items listed in the current FedEx Service Guide.

• You may send more than one package on this Airbill and fill in the total declared value for all packages, not to exceed the \$100, \$500, or \$50,000 per package limit described above. (Example: 5 packages can have a total declared value of up to \$250,000.) In that case, our liability is limited to the actual value of the package(s) lost or damaged, but may not exceed the maximum allowable declared value(s) or the total declared value, whichever is less. You are responsible for proving the actual loss or damage.

Filing A Claim YOU MUST MAKE ALL CLAIMS IN WRITING and notify us of your claim within strict time limits set out in the current FedEx Service Guide.

You may call our Customer Service department at 1.800.GoFedEx 1.800.463.3339 to report a claim; however, you must still file a timely written claim. We aren't obligated to act on any claim until you have paid all transportation charges, and you may not deduct the amount of your claim from those charges.

If the recipient accepts your package without noting any damage on the delivery record, we will assume the package was delivered in good condition. For us to process your claim, you must make the original shipping cartons and packing available for inspection.

Right To Inspect We may, at our option, open and inspect your packages before or after you give them to us to deliver.

Right Of Rejection We reserve the right to reject a shipment when such shipment would be likely to cause delay or damage to other shipments, equipment, or personnel; or if the shipment is prohibited by law; or if the shipment would violate any terms of our Airbill or the current FedEx Service Guide.

C.O.D. Services C.O.D. SERVICE IS NOT AVAILABLE WITH THIS AIRBILL. If C.O.D. Service is required, please use a FedEx C.O.D. Airbill.

Air Transportation Tax Included A federal excise tax when required by the Internal Revenue Code on the air transportation portion of this service, if any, is paid by us.

Money-Back Guarantee In the event of untimely delivery, FedEx will, at your request and with some limitations, refund or credit all transportation charges. See the current FedEx

Service Guide for more information.



Part #15020081 - Rev 10/05

SUCC FREE ACCS