

IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

SO ORDERED

Jan 11, 2013

Kathy A. Surratt - States

KATHY A. SURRATT-STATES
United States Bankruptcy Judge

In re:)
)
) Chapter 11
PATRIOT COAL CORPORATION,)
) Case No. 12-51502
et al.,)
) (Jointly Administered)
)
)
Debtors.¹)

**VERIFIED MOTION OF JOSEPH H. SMOLINSKY FOR
ADMISSION PRO HAC VICE**

Pursuant to the Local Rules of the United States Bankruptcy Court for the Eastern District of Missouri, and Rule 12.01(E) of the local rules of the United States District Court for the Eastern District of Missouri, Joseph H. Smolinsky, together with Marshall C. Turner of the firm Husch Blackwell LLP, hereby move for admission of Joseph H. Smolinsky *pro hac vice* in the above-captioned matter, and in support thereof state as follows:

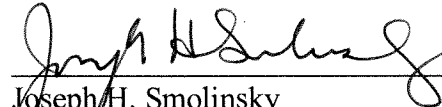
1. Joseph H. Smolinsky is a partner in the law firm of Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, telephone number (212) 310-8000.
2. Mr. Smolinsky is a graduate of Brooklyn Law School, class of 1988.
3. Mr. Smolinsky was admitted to the Bar of the State of New York in 1989 and the Bar of the State of Connecticut in 1988. He is also admitted to practice before the United States Court of Appeals for the Second Circuit, the United States District Court for the Southern District of New York, and the United States District Court for the Eastern District of New York.
4. Mr. Smolinsky is a member in good standing of all bars of which he is a member and he is not under suspension or disbarment from any bar.

¹ The Debtors are the entities listed on Schedule 1 attached hereto. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors' Chapter 11 petitions.

5. Mr. Smolinsky does not reside in the Eastern District of Missouri, is not regularly employed in the Eastern District of Missouri, and is not regularly engaged in the practice of law in the Eastern District of Missouri.

6. In this matter, Mr. Smolinsky will represent Citibank N.A., in its capacity as the administrative agent (the "***First Out DIP Agent***") for the lenders under that certain Superpriority Secured Debtor-in-Possession Credit Agreement, dated as of July 9, 2012. His co-counsel in this matter is Marshall C. Turner, a member in good standing of the Bar for the U.S. District Court for the Eastern District of Missouri.

WHEREFORE, Joseph H. Smolinsky attests under penalty of perjury to the truth and accuracy of the foregoing facts, and respectfully requests that this motion be granted and that he be admitted *pro hac vice* in connection with the above-captioned case, and for such other and further relief as is just.



Joseph H. Smolinsky
WEIL, GOTSHAL & MANGES LLP
767 Fifth Avenue
New York, NY 10153
Phone: (212) 310-8000
Fax: (212) 310-8007

Dated: January 8, 2013.
St. Louis, Missouri

Respectfully submitted,

HUSCH BLACKWELL LLP

By: /s/ Matthew Gartner

Marshall C. Turner, Esq. (#58053MO)

Matthew Gartner, Esq. (#64320MO)

190 Carondelet Plaza, Suite 600

St. Louis, Missouri 63105

Telephone: (314) 480-1768

Facsimile: (314) 480-1505

marshall.turner@huschblackwell.com

matthew.gartner@huschblackwell.com

-and-

WEIL, GOTSHAL & MANGES LLP

Marcia L. Goldstein, Esq.

Joseph H. Smolinsky, Esq.

Erica Coleman, Esq.

767 Fifth Avenue

New York, New York 10153-0119

Telephone: (212) 310-8000

Facsimile: (212) 310-8007

marcia.goldstein@weil.com

joseph.smolinsky@weil.com

erica.coleman@weil.com

Attorneys for Citibank N.A.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Motion was filed on January 8, 2013 and that a true and correct copy of the Motion was served, by first class mail, upon Davis Polk & Wardwell LLP, 450 Lexington Ave., New York, NY 10017, Attn: Marshall S. Huebner, Esq., as counsel for the Debtors and Debtors-in-Possession, Bryan Cave LLP, One Metropolitan Square, 211 North Broadway, Suite 3600, St. Louis, MO 63102, Attn: Lloyd A. Palans, Esq., as proposed local counsel for the Debtors and Debtors-in-Possession, and the Office of the United States Trustee, 111 South 10th Street, Suite 6353, St. Louis, MO 63102, Attn: Leonora S. Long, Esq., as U.S. Trustee, and through this Court's CM/ECF system to all parties receiving notice thereby.

/s/ Matthew Gartner

Matthew Gartner

SCHEDULE 1

Debtors

1. Affinity Mining Company
2. Apogee Coal Company, LLC
3. Appalachia Mine Services, LLC
4. Beaver Dam Coal Company, LLC
5. Big Eagle, LLC
6. Big Eagle Rail, LLC
7. Black Stallion Coal Company, LLC
8. Black Walnut Coal Company
9. Bluegrass Mine Services, LLC
10. Brook Trout Coal, LLC
11. Catenary Coal Company, LLC
12. Central States Coal Reserves of Kentucky, LLC
13. Charles Coal Company, LLC
14. Cleaton Coal Company
15. Coal Clean LLC
16. Coal Properties, LLC
17. Coal Reserve Holding Limited Liability Company No. 2
18. Colony Bay Coal Company
19. Cook Mountain Coal Company, LLC
20. Corydon Resources LLC
21. Coventry Mining Services, LLC
22. Coyote Coal Company LLC
23. Cub Branch Coal Company LLC
24. Dakota LLC
25. Day LLC
26. Dixon Mining Company, LLC
27. Dodge Hill Holding JV, LLC
28. Dodge Hill Mining Company, LLC
29. Dodge Hill of Kentucky, LLC
30. EACC Camps, Inc.
31. Eastern Associated Coal, LLC
32. Eastern Coal Company, LLC
33. Eastern Royalty, LLC
34. Emerald Processing, L.L.C.
35. Gateway Eagle Coal Company, LLC
36. Grand Eagle Mining, LLC
37. Heritage Coal Company LLC
38. Highland Mining Company, LLC
39. Hillside Mining Company
40. Hobet Mining, LLC
41. Indian Hill Company LLC
42. Infinity Coal Sales, LLC
43. Interior Holdings, LLC
44. IO Coal LLC
45. Jarrell's Branch Coal Company
46. Jupiter Holdings LLC
47. Kanawha Eagle Coal, LLC
48. Kanawha River Ventures I, LLC
49. Kanawha River Ventures II, LLC
50. Kanawha River Ventures III, LLC
51. KE Ventures, LLC
52. Little Creek LLC
53. Logan Fork Coal Company
54. Magnum Coal Company LLC
55. Magnum Coal Sales LLC
56. Martinka Coal Company, LLC
57. Midland Trail Energy LLC
58. Midwest Coal Resources II, LLC
59. Mountain View Coal Company, LLC
60. New Trout Coal Holdings II, LLC
61. Newtown Energy, Inc.
62. North Page Coal Corp.
63. Ohio County Coal Company, LLC
64. Panther LLC
65. Patriot Beaver Dam Holdings, LLC
66. Patriot Coal Company, L.P.
67. Patriot Coal Corporation
68. Patriot Coal Sales LLC
69. Patriot Coal Services LLC
70. Patriot Leasing Company LLC
71. Patriot Midwest Holdings, LLC
72. Patriot Reserve Holdings, LLC
73. Patriot Trading LLC
74. PCX Enterprises, Inc.
75. Pine Ridge Coal Company, LLC
76. Pond Creek Land Resources, LLC
77. Pond Fork Processing LLC
78. Remington Holdings LLC
79. Remington II LLC
80. Remington LLC
81. Rivers Edge Mining, Inc.
82. Robin Land Company, LLC
83. Sentry Mining, LLC
84. Snowberry Land Company
85. Speed Mining LLC
86. Sterling Smokeless Coal Company, LLC
87. TC Sales Company, LLC
88. The Presidents Energy Company LLC
89. Thunderhill Coal LLC
90. Trout Coal Holdings, LLC
91. Union County Coal Co., LLC
92. Viper LLC
93. Weatherby Processing LLC
94. Wildcat Energy LLC
95. Wildcat, LLC
96. Will Scarlet Properties LLC
97. Winchester LLC
98. Winifrede Dock Limited Liability Company
99. Yankeetown Dock, LLC