

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re

PATRIOT COAL CORPORATION, *et al.*,

Debtors.¹

Chapter 11

Case No. 12-51502-659

(Jointly Administered)

Re: ECF No. 2822

**NOTICE OF REDESIGNATION OF CERTAIN
CONTRACTS AND LEASES PURSUANT TO ECF NO. 2822**

PLEASE TAKE NOTICE that, pursuant to the *Order Authorizing Debtors to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property* [ECF No. 2822] (the “**Order**”), in connection with the Debtors’ *Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property* [ECF No. 1995] (the “**Motion**”),² the Debtors file this notice (this “**Notice**”) of redesignation of certain contracts and leases (the “**Redesignated Contracts**”) set forth on Schedule F to the Order.

PLEASE TAKE FURTHER NOTICE that the following contracts (“**LMS0057**” and “**LMS2889**”) were designated as Assumed Leases set forth on Schedule A to the proposed order attached as Exhibit A to the Motion (the “**Proposed Order**”). Upon further review, the Debtors determined that LMS0057 and LMS2889 are not unexpired leases of nonresidential real property as that term is used in section 365(d)(4) of the Bankruptcy Code. Therefore, LMS0057 and

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.

² Unless otherwise defined herein, each capitalized term shall have the meaning ascribed to such term in the Motion.

LMS2889 were redesignated as Excluded Agreements set forth on Schedule C to the Order as follows:

Debtors' Contract ID	Debtor Parties to the Contracts	Counterparties to the Contracts	Date of Contract	Location and Description
LMS0057	HIGHLAND MINING COMPANY, LLC	ALLIANCE RESOURCE PROPERTIES LLC	6/24/2010	HIGHLAND MINE; 2079-000226-00 : AGREEMENT
LMS2889	PATRIOT COAL COMPANY, L.P.	WAVERLY & PATRICIA CARTER	3/9/2006	PATRIOT - GENERAL; 2430-000030-00 : AGREEMENT

PLEASE TAKE FURTHER NOTICE that the following contract with counterparties Pocahontas Land Corp. and Southern Region Industrial Realty, Inc. (“**LND 3674-001**”) was omitted from the Proposed Order. Upon further review, the Debtors determined that LND 3674-001 is not an unexpired lease of nonresidential real property as that term is used in section 365(d)(4) of the Bankruptcy Code. Therefore, LND 3674-001 was redesignated as an Excluded Agreement set forth on Schedule C to the Order as follows:

Debtors' Contract ID	Debtor Parties to the Contracts	Counterparties to the Contracts	Date of Contract	Location and Description
LND 3674-001	ROBIN LAND COMPANY, LLC	POCAHONTAS LAND CORP.	3/31/2008	CONSENT, PARTIAL ASSIGNMENT AND AMENDMENT
LND 3674-001	ROBIN LAND COMPANY, LLC	SOUTHERN REGION INDUSTRIAL REALTY, INC.	3/31/2008	CONSENT, PARTIAL ASSIGNMENT AND AMENDMENT

PLEASE TAKE FURTHER NOTICE THAT the following contracts (“**LMS2306**” and “**LMS2310**”) were designated as Assumed Leases set forth on Schedule A to the Proposed Order. Upon further review, the Debtors determined that LMS2306 and LMS2310 have been terminated and are not executory contracts subject to section 365 of the Bankruptcy Code. Therefore, the Order does not grant any relief in respect of LMS2306 and LMS2310:

Debtors' Contract ID	Debtor Parties to the Contracts	Counterparties to the Contracts	Date of Contract	Location and Description
LMS2306	HIGHLAND MINING COMPANY, LLC	R. POWELL LLC	5/1/2008	HIGHLAND MINE; 2079-000190-00 : LAND USE LICENSE
LMS2310	HERITAGE COAL COMPANY LLC	RALPH AND JUDITH HAGEDORN	1/25/1980	CAMP UNDERGROUND #2; 0141-000004-00 : AGREEMENT

PLEASE TAKE FURTHER NOTICE that, pursuant to the Order and the Order Establishing Certain Notice, Case Management and Administrative Procedures entered on

October 18, 2013 [ECF No 1386] (as may be amended, the “**Case Management Order**”), the Debtors will serve (i) this Notice on the Core Parties (as defined in the Case Management Order) and (ii) this Notice and the Order on each of the counterparties to the Redesignated Contracts.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Order, objections, if any, to the redesignation of the Redesignated Contracts (each, an “**Objection**”) must be filed and served in accordance with the Case Management Order, so as to actually be received by 4:00 p.m. (prevailing Central Time) on February 21, 2013 (the “**Objection Deadline**”). If no Objection has properly been filed, served and received by the Objection Deadline, the Order shall be effective as to the Redesignated Contracts and each such Redesignated Contract shall be treated in accordance therewith without further notice, submission or hearing. In the event one or more Objections to the redesignation of the Redesignated Contracts are timely served and filed, and such Objection(s) are not withdrawn or otherwise resolved, a hearing shall be held to consider such timely Objections at a date and time to be determined.

Dated: February 13, 2012
New York, New York

Respectfully submitted,

DAVIS POLK & WARDWELL LLP

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SCHEDULE 1
(Debtor Entities)

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