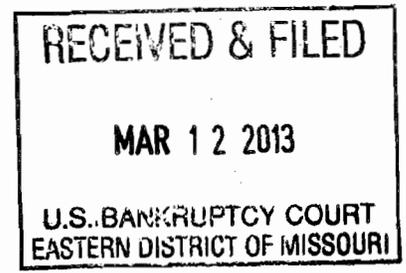


Samuel Smith  
PO Box 618  
Ferron Ut  
84523



Hon. Kathy A Surratt.  
States Re Case No 12-51502  
Thomas F Eagleton US Courthouse  
111 S 10 St  
4th floor St Louis MO 63102

Dear Judge,  
Thank you for being brave and doing the right. I am a member of UMWA Local ~~#16~~ 1769 District 22. I work for Energy west Mining, Interwest Mining, Pacific Corp Berkshire Hathaway. My concern with the Patriot Initiative is that companies need to be held accountable for their actions and should honor their agreements. I believe in the Constitution, a government of the people by the people and for the people. I ask that you continue to be brave in doing the right. Please remember the people. May our land always bask in freedoms holy light and be a land of the free and the home of the brave. I know God will bless you in your righteous desires.

Sincerely,  
Sam Smith

## and Arch of their obligation to —PRESIDENT ROBERTS

These are not form letters; they are the genuine sentiments of men and women who have the most to lose if Patriot, Peabody and Arch have their way. Together, their eloquence enabled the judge to see our members as real human beings, each with a compelling story to tell.”

Clearly, the judge was moved by them. Referring to thousands of families whose health care is at risk in the case, Judge Chapman noted that “...hundreds of hand-written letters have been received by the court from the people whose hands mine the debtors’ coal and their widows and children. Many of them enclosed family pictures, or lists of ailments and medications. Some of them asked for a personal response. All of them were respectful, and compelling.”

“This decision,” Judge Chapman concluded, “reflects the court’s attempt to craft a just and balanced solution to the question of which bankruptcy court will become the next custodian, not only of these cases but also of these letters.”

### Feasting on misery

One of the factors that may have played a part in the court’s reasoning was the way that Patriot has gone about pursuing bankruptcy protection.

Last August, during a time when Patriot was pleading extreme poverty and claiming it was unable to meet its obligations to its workers, its bank-

# A CALL FOR ACTION

President Roberts has asked each of the affected Patriot local unions to establish an Action Committee, to be tasked with organizing duties as the initiative at Patriot moves forward.

More specifically, the UMWA has scheduled a number of mass rallies in St. Louis, many timed to coincide with hearings held at the bankruptcy court, to draw public attention to the plight of Patriot-Peabody-Arch retirees and workers, and to demand Fairness at Patriot. Rallies, protests and other events are being planned as well at other locations where these companies operate.

“Attendance at these events will be essential in building public sentiment in our favor against these companies,” Roberts said. “Regardless of our individual circumstances, each of us can contribute to meet the challenges that lie ahead.”

### HERE’S WHAT YOU CAN DO:



DAVID KAMERAS

- ▶ Write a respectful letter to the bankruptcy judge, describing how the broken promises affect you; understand that anything you send will become part of the public record. Mail to: The Hon. Kathy A. Surratt-States, Re: Case No. 12-51502, Thomas F. Eagleton U.S. Courthouse, 111 S. 10 St., 4<sup>th</sup> Floor, St. Louis, MO 63102.
- ▶ Join your local’s Action Committee.
- ▶ Attend events sponsored by the UMWA and your local Action Committee.
- ▶ Write to your elected officials at all levels of state, federal and local government.
- ▶ Go to [www.fairnessatpatriot.org](http://www.fairnessatpatriot.org), watch the videos posted there and sign the petition.

ruptcy advisers, Blackstone Advisory Partners, were reportedly racking up bills for questionable items, with the court expected to approve payment.

Among them: a \$3,965.60 “client dinner” for two Blackstone officers and 15 Patriot managers. According

to the U.S. Trustee, court guidelines indicate that no more than \$20 per person should be allowable, quite a bit below the \$233 each that was claimed for that lavish dinner. The trustee also wanted the court to suspend 20 percent of all profes- ▶

**Oct. 1**  
Active and retired members begin to receive weekly automatic phone calls (“robocalls”) from President Roberts with updates on the case.

**Oct. 15**  
The UMWA launches the Fairness at Patriot website, [www.fairnessatpatriot.org](http://www.fairnessatpatriot.org), which provides updated information about legal developments and the UMWA’s efforts.

**Oct. 15**  
President Roberts writes to the presidents of Peabody and Arch, urging them to take responsibility for their retirees.

**Oct. 18**  
Retired members travel to Manhattan to confront and question Patriot’s then-Chief Financial Officer at a hearing conducted by the U.S. Trustee.

**Oct. 24**  
Eight retirees and the UMWA sue Peabody and Arch under the Employee Retirement Income Security Act (ERISA) to get them to pay for their retirees.

**Nov. 6**  
Peabody responds to President Roberts by refusing to take responsibility for its retirees. No response was received from Arch. ▶

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CLERK, US BANKRUPTCY COURT  
EASTERN DISTRICT  
ST. LOUIS, MISSOURI

Hon. Kathy A Surnath  
States Re. Case No 12-51502  
Thomas F Eagleton U.S. Courthouse  
11 S. 10 St 4th Floor  
St. Louis MO 63102

SALT LAKE CITY UT 841

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Freedom  
FOREVER

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