

SO ORDERED

Apr 17, 2013
Kathy A. Surratt - States
KATHY A. SURRATT-STATES
Chief United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

In re:)
)
PATRIOT COAL CORPORATION, et al.,) **Chapter 11**
) **Case No. 12-51502-659**
) **(Jointly Administered)**
)
 Debtors.)
)
) **Re: Docket No. 3441**
)
)
) **NO HEARING REQUIRED**
)

**MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS
FOR LEAVE TO EXCEED THE LOCAL RULE PAGE LIMITATION
WITH RESPECT TO THE COMMITTEE’S OBJECTION TO
THE MOTION FOR THE APPOINTMENT OF
AN OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS**

The Official Committee of Unsecured Creditors (the “**Committee**”) of the above debtors and debtors-in-possession hereby requests leave of the Court to exceed the page limitation in Local Bankruptcy Rule 9004(c) with respect to the Objection Of The Official Committee Of Unsecured Creditors To The Motion For the Appointment Of An Official Committee of Equity Security Holders (ECF No. 3441, the “**Objection**”). The Objection is to the motion to appoint a committee of equity security holders filed by CompassPoint Partners, L.P., Frank Williams, and Eric Wagoner (ECF No. 417, the “**Motion**”). In support of its request, the Committee respectfully states as follows:

1. The Objection sets forth fully the Committee’s significant issues with the Motion. The Objection has 18 pages of narrative text, including the cover page and signature page.

2. Compliance with the page limitation of Local Bankruptcy Rule 9004(c) would inappropriately limit the Committee's Objection.
3. No party will be prejudiced by the relief requested by the Committee.
4. The relief requested will assist the Committee in the performance of its duties to unsecured creditors of these estates, including presentation to the Court of the Committee's Objection.

WHEREFORE, the Committee respectfully requests that the Court grant the Committee leave to file its Objection in excess of the page limitation of Local Rule 9004(C).

Dated: March 30, 2013

Respectfully submitted,

CARMODY MacDONALD P.C.

/s/ Gregory D. Willard

Gregory D. Willard (MO 30192)
Angela L. Schisler (MO 57678)
120 South Central Avenue, Suite 1800
St. Louis, Missouri 63105
Telephone: (314) 854-8600
Facsimile: (314) 854-8660

KRAMER LEVIN NAFTALIS & FRANKEL LLP
Thomas Moers Mayer (admitted *pro hac vice*)
Adam C. Rogoff (admitted *pro hac vice*)
P. Bradley O'Neill (admitted *pro hac vice*)
1177 Avenue of the Americas
New York, New York 10036
Telephone: (212) 715-9100
Facsimile: (212) 715-8000

*Counsel for the Official
Committee of Unsecured Creditors*

CERTIFICATE OF SERVICE

I certify that on March 30, 2013 a copy of the foregoing pleading was served through the Court's CM/ECF system on those parties receiving ECF notices in these proceedings.

/s/ Gregory D. Willard

Gregory D. Willard