

**Reply and Objection/Response Joinder Deadline: August 31, 2012 at 11:59 p m. (prevailing Eastern Time)**  
**Hearing Date: September 11, 2012 at 1:30 p m. (prevailing Eastern Time)**

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*Counsel for Southern Land  
Company Limited Partnership,  
et al.*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re:**

**PATRIOT COAL CORPORATION, et al.,**

**Debtors.**

**Chapter 11**

**Case No. 12-12900 (SCC)**

**(Jointly Administered)**

**SOUTHERN LAND COMPANY LIMITED PARTNERSHIP, DICKINSON PROPERTIES LIMITED PARTNERSHIP, CHESAPEAKE MINING COMPANY, THE IMPERIAL COAL COMPANY, QUINCY CENTER, QUINCY COAL COMPANY, BRANCH BANKING & TRUST COMPANY, NELLE RATRIE CHILTON, AND CHARLES C. DICKINSON, III, SUCCESSOR TRUSTEES OF THE C. C. DICKINSON TESTAMENTARY TRUST, HORSE CREEK LAND & MINING COMPANY, AND PAYNE-GALLATIN COMPANY JOINDER TO THE DEBTORS' OBJECTION TO: (i) MOTION OF THE UNITED MINE WORKERS OF AMERICA TO TRANSFER THE CASE TO THE SOUTHERN DISTRICT OF WEST VIRGINIA, (ii) SURETIES' MOTION TO TRANSFER JOINTLY ADMINISTERED CASES TO SOUTHERN DISTRICT OF WEST VIRGINIA, AND (iii) MOTION OF THE UNITED STATES TRUSTEE TO TRANSFER VENUE OF THESE CASES IN THE INTEREST OF JUSTICE**

Southern Land Company Limited Partnership, Dickinson Properties Limited Partnership,  
Chesapeake Mining Company, The Imperial Coal Company, Quincy Center, Quincy Coal

Company, Branch Banking & Trust Company, Nelle Ratrie Chilton, and Charles C. Dickinson, III, Successor Trustees of the C. C. Dickinson Testamentary Trust, Horse Creek Land & Mining Company, and Payne-Gallatin Company (collectively, “these Parties”), through their undersigned counsel, hereby submit this Joinder to the Debtors’ Objection (“Debtors’ Objection”) to: (i) the Motion of the United Mine Workers of America’s Pursuant to 28 U.S.C. § 1412 and Rule 1014 to Transfer the Case to the Southern District of West Virginia [Doc Nos. 116, 127]; (ii) the Sureties’ Motion to Transfer Jointly Administered Cases to Southern District of West Virginia [Doc No. 287]; and (iii) the United States Trustee’s Motion to Transfer Venue of These Cases in the Interest of Justice [Doc Nos. 406, 407] (each, a “Motion,” and collectively, the “Motions”).

In support of this Joinder, these Parties respectfully submit as follows:

1. These Parties are parties in interest in the above-captioned cases in their capacity as lessors to, and creditors of, the Debtors. These Parties lease tracts or parcels of nonresidential real property located in multiple counties in West Virginia to, and receive royalty payments from, the Debtors.

2. As set forth in detail in Debtors’ Objection, the United Mine Workers of America Motion and the Sureties Motion seek to transfer venue of these cases from the Southern District of New York to the Southern District of West Virginia, and the U.S. Trustee’s Motion seeks to transfer venue of these cases from the Southern District of New York “to a district where venue is proper.” [Doc 406, p. 9]

3. These Parties hereby object to the Motions on the grounds raised and asserted in the Debtors’ Objection, and support venue of these cases in the Southern District of New York.

WHEREFORE, Southern Land Company Limited Partnership, Dickinson Properties Limited Partnership, Chesapeake Mining Company, The Imperial Coal Company, Quincy Center, Quincy Coal Company, Branch Banking & Trust Company, Nelle Ratrie Chilton, and Charles C. Dickinson, III, Successor Trustees under the C. C. Dickinson Testamentary Trust, Horse Creek Land & Mining Company, and Payne-Gallatin Company respectfully request that the Court enter an order (i) denying the Motions and (ii) granting such other and further relief as this Court deems just and proper.

Dated: Charleston, West Virginia  
August 30, 2012

By: /s/ Thomas Persinger  
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Company, The Imperial Coal Company,  
Quincy Center, Quincy Coal Company,  
Branch Banking & Trust Company, Nelle  
Ratrie Chilton, and Charles C. Dickinson,  
III, Successor Trustees of the C. C.  
Dickinson Testamentary Trust, Horse  
Creek Land & Mining Company, and  
Payne-Gallatin Company

**CERTIFICATE OF SERVICE**

I certify that on August 30, 2012, a true and correct copy of the foregoing was served by (i) the Electronic Case Filing system for the United States Bankruptcy Court for the Southern District of New York on those parties that have consented to such service in these cases, (ii) FedEx to the chambers of the Honorable Shelly C. Chapman, Judge of the USBC (SDNY) 100 Bowling Green, New York, NY 10004-1406, and (iii) United States mail, first class postage prepaid, on the parties listed below:

(a) Counsel to the Debtors:

Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, NY  
10017, Attn: Marshall S. Huebner and Brian M. Resnick

(b) Conflicts counsel to the Debtors:

Curtis, Mallet-Prevost, Colt & Mosle LLP, 101 Park Avenue, New York,  
NY 10178, Attn: Steven J. Reisman and Michael A. Cohen

(c) The Office of the United States Trustee for the Southern District of  
New York, 33 Whitehall Street, Suite 2100, New York, NY 10004, Attn:  
Elisabetta G. Gasparini and Paul K. Schwartzberg

(d) Counsel for the Official Committee of Unsecured Creditors:

Kramer Levin Naftalis & Frankel LLC, 1177 Avenue of the Americas,  
New York, NY 10036

(e) The Debtors' authorized claims and noticing agent:

Patriot Coal Corporation, c/o GCG, Inc., P.O. Box 9898, Dublin, OH  
43017-5798

(f) Counsel for the administrative agents for the Debtors' proposed  
postpetition lenders:

(i) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, NY 10153,  
Attn: Marcia Goldstein and Joseph Smolinsky and

(ii) Willkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, NY 10019,  
Attn: Margot B. Schonholtz and Ana Alfonso

(g) Counsel to the United Mine Workers of America:

Kennedy, Jennik & Murray, P.C., 113 University Place, 7<sup>th</sup> Floor New  
York, NY 10003 Attn: Susan M. Jennik

- (h) Counsel to the Argonaut Insurance Company, Indemnity National Insurance Company, US Specialty Insurance, and Westchester Fire Insurance Company:

Stites & Harbison, PLLC, 250 West Main Street, Suite 2300, Lexington, KY  
40507, Attn: Chrisandrea L. Turner

/s/Thomas Persinger

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Limited Partnership, Chesapeake Mining

Company, The Imperial Coal Company,

Quincy Center, Quincy Coal Company,

Branch Banking & Trust Company, Nelle

Rattie Chilton, and Charles C. Dickinson,

III, Successor Trustees of the C. C.

Dickinson Testamentary Trust, Horse Creek

Land & Mining Company, and Payne-

Gallatin Company