

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. 4799

**DEBTORS' MOTION FOR LEAVE TO EXCEED THE PAGE LIMITATION
IN THEIR MOTION FOR AN ORDER PURSUANT TO 11 U.S.C. §§ 105(a),
363(b), 1113 AND 1114(e) AND FED. R. BANKR. P. 9019(a) APPROVING THE
SETTLEMENT WITH PEABODY ENERGY CORPORATION, AND THE
UMWA, ON BEHALF OF ITSELF AND IN ITS CAPACITY AS AUTHORIZED
REPRESENTATIVE OF THE UMWA EMPLOYEES AND UMWA RETIREES**

Patriot Coal Corporation and its subsidiaries that are debtors and debtors in possession in these proceedings (collectively, the “**Debtors**”), by and through their undersigned counsel, hereby respectfully submit this motion (the “**Motion**”) for an order pursuant to rule 9004(C) of the Local Rules of the Bankruptcy Court for the Eastern District of Missouri granting the Debtors leave to exceed the Court’s page limitation in their Motion for an Order Pursuant to 11 U.S.C. §§ 105(a), 363(b), 1113 and 1114(e) and Fed. R. Bankr. P. 9019(a) Approving the Settlement with Peabody Energy Corporation, and the UMWA, on Behalf of Itself and in its Capacity as Authorized Representative of the UMWA Employees and UMWA Retirees [ECF No. 4799] (the “**Peabody Settlement Motion**”).² In support of this Motion, the Debtors state as follows:

¹ The Debtors are the entities listed on Schedule 1 to the Peabody Settlement Motion. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors’ chapter 11 petitions.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Peabody Settlement Motion.

1. By the Peabody Settlement Motion, the Debtors seek an order approving the settlement with Peabody Energy Corporation, and the UMWA, on behalf of itself and in its capacity as authorized representative of the UMWA employees and UMWA retirees. The Debtors seek this order to resolve all claims between and among the Debtors, Peabody Energy Corporation, and the UMWA, thereby bringing to a close the significant pending and potential litigation between these parties in a manner that will allow the Debtors to emerge from bankruptcy and preserve thousands of jobs for the UMWA Employees and others, while helping the UMWA Retirees continue to receive meaningful healthcare benefits.

2. The Debtors have made every effort to comply with the applicable page limitation. However, given the many complex issues and parties involved, the Debtors are unable to adequately summarize the proposed settlement in fifteen pages. Additional pages were required to fully articulate the Debtors' the proposed settlement.

3. The Debtors respectfully request leave to exceed the applicable page limitation by 10 pages.

WHEREFORE, for the foregoing reasons, the Debtors respectfully request
leave to exceed the applicable page limitation by 10 pages in the Peabody Settlement
Motion, and for such other relief as the Court deems just and proper.

Dated: October 16, 2013
New York, New York

Respectfully submitted,

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