

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

**In re:**

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

**Debtors.**

**Chapter 11**

**Case No. 12-51502-659**

**(Jointly Administered)**

Related to Docket No. 4892

**ORDER AUTHORIZING ASSUMPTION OF UNEXPIRED LEASE  
AND APPROVING SETTLEMENT OF CLAIMS OF  
CATERPILLAR FINANCIAL SERVICES CORPORATION**

On October 29, 2013, Patriot Coal Corporation and its subsidiaries that are Debtors and Debtors In Possession in these jointly-administered cases (the “Debtors”) filed their Motion for Entry of an Order Approving Assumption of Unexpired Leases and Settlement of Claims of Caterpillar Financial Services Corporation (the “Motion”). Capitalized terms not defined herein have the meanings set forth in the Motion.

Upon consideration of the Motion and the related certificate of service; and it appearing that the relief requested in the Motion is in the best interest of the Debtors, their estates and creditors; and it appearing that good cause exists for granting the Motion; it is hereby


ORDERED as follows:

1. The Motion is GRANTED.
2. The Settlement is hereby approved pursuant to Fed. R. Bankr. P. 9019.
3. The Debtors are authorized to assume the Agreement pursuant to 11 U.S.C. § 365.

4. The Debtors are ordered to make a payment of \$243,153.00 to Caterpillar as a cure of the outstanding pre-petition amounts due under the Agreement pursuant to 11 U.S.C. § 365(b) within ten (10) days of the date of this Order.

5. The Proofs of Claim of Caterpillar, E.D. Mo. Claim Nos. 1612, 1615 through and including 1626, and 3871, GCG Claim Nos. 2451 through and including 2464, are hereby disallowed.

6. The Clerk of the Court and the Debtors' claims agent are hereby directed to reflect the disallowance of such Claims in their respective records.

  
KATHY A. SURRATT-STATES  
Chief United States Bankruptcy Judge

DATED: November 20, 2013  
St. Louis, Missouri  
jjh

Order prepared by:

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