

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI

In re: : Chapter 11
:
: Case No. 12-51502
PATRIOT COAL CORPORATION, et al. :
: (Jointly Administered)
Debtors :

MONTHLY FEE STATEMENT OF OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C. FOR PROFESSIONAL SERVICES AND
DISBURSEMENTS FOR THE PERIOD OF OCTOBER 1, 2013
THROUGH OCTOBER 31, 2013

NAME OF APPLICANT: Ogletree, Deakins, Nash, Smoak & Stewart, P.C.
ROLE IN THE CASE: Special Counsel for the Debtors
TIME PERIOD: October 1, 2013 through and including October 31,
2013
CURRENT APPLICATION: Total Fees Requested: \$3,895.00
80% of Fees Requested: \$3,116.00
Total Expenses Requested: \$0.00

1. In accordance with the *Order to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [ECF No. 262] (the “Interim Compensation Order”) Ogletree, Deakins, Nash, Smoak & Stewart, P.C. (“Ogletree Deakins”), special counsel to the above-captioned debtors and debtors in possession (collectively, the “Debtors”), hereby submits its Monthly Statement for Professional Services and Disbursements (the “Fee Statement”) for the period of October 1, 2013 through and including October 31, 2013 (the “Fee Statement Period”).

2. Pursuant to the Interim Compensation Order, Ogletree Deakins seeks payment of \$3,116.00, representing (a) 80% of Ogletree Deakins’ fees for services rendered and (b) 100% of actual and necessary expenses incurred.

3. Attached hereto as “Exhibit A” is a listing of Ogletree Deakins’ professionals and paraprofessionals (collectively, the “Ogletree Deakins Professionals”), including the hourly rate for each Ogletree Deakins Professional who rendered services to the Debtors in connection with these chapter 11 cases during the Fee Statement Period and the title, aggregate hours worked and the amount of fees billed by each Ogletree Deakins Professional.

4. Attached hereto as “Exhibit B” is a schedule specifying the categories of actual and necessary expenses for which Ogletree Deakins is seeking reimbursement and the total amount for each such expense category.

5. Attached hereto as “Exhibit C” is a summary of the number of hours and amounts billed by Ogletree Deakins during the Fee Statement Period for labor and employment advice including collective bargaining.

6. Attached as “Exhibit D” are the time records of Ogletree Deakins, which provide a daily summary of the time spent by each Ogletree Deakins Professional during the Fee Statement Period.

NOTICE

7. Consistent with the procedures described in the Interim Compensation Order, Ogletree Deakins will serve this Fee Statement, by hand or overnight delivery, on (i) the Debtors, Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, Missouri 63141, Attn.: Jacquelyn A. Jones, (ii) the Office of the United States Trustee for the Eastern District of Missouri, 111 South 10th Street, Suite 6353, St. Louis, Missouri 63102, Attn.: Leonora S. Long and Paul A. Randolph, (iii) attorneys for the administrative agent for a the Debtor’s post-petition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Att.: Marcia Goldstein and Joseph Smolinsky, and (b) Wilkie Farr & Gallagher LLP, 787 Seventh

Avenue, New York, New York 10019, Attn.: Margot B. Schonholtz and Ana Alfonso, and (iv) counsel to the official committee of unsecured creditors, Kramer Levin Naftalis & Frankel, LLP, 1177 Avenue of the Americas, New York, New York 10036, Attn.: Adam C. Rogoff, Esq. and Gregory G. Plotko, Esq.

8. WHEREFORE, the Debtors respectfully request that the Court grant the relief requested herein and such other and further relief as is just and proper.

Dated this 2nd day of December, 2013.

By: /s/ John R. Woodrum
John R. Woodrum
OGLETREE, DEAKINS, NASH, SMOAK
& STEWART, P.C.
1909 K Street, N.W. Suite 1000
Washington, D.C. 20006
Tel.: (202) 887-0855
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John.Woodrum@odnss.com
Special Counsel for Debtors

EXHIBIT A
Professionals and Rates

Members/Of Counsel

Shareholder – John R. Woodrum
Hourly Rate - \$475.00
Total Hours – 8.2
Total Fees - \$3,895.00

EXHIBIT B
Expenses

ACTUAL AND NECESSARY EXPENSES INCURRED BY
OGLETREE DEAKINS ON BEHALF OF THE DEBTORS

No expenses.

EXHIBIT C
Summary of Project Code

General Labor
Hours – 8.2
Amount - \$3,895.00

EXHIBIT D
Time Records

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031437-000001-JRW

Joseph W. Bean, Esq.
Sr. Vice President - Law & Administration
Patriot Coal Corporation
12312 Olive Boulevard
Saint Louis, MO 63141

Re: Patriot Coal Corporation - DIP - General Labor

For professional services rendered through October 31, 2013:

Date	Initials	Description	Hours	Amount
10/01/13	JRW	Work on questions forwarded by Ms. Hughes concerning fee applications (.3); work on supplemental application resulting from additional subsidiary filings (.7).	1.00	475.00
10/08/13	JRW	Review inquiry from Mr. Moscovitz concerning demand from UMWA Funds for contributions for post Court Order and contract execution periods (.3); locate, assess and forward previous communication to Plan regarding same (.6); follow up conferences and ongoing discussions with Mr. Moskowitz regarding same (.6).	1.50	712.50
10/14/13	JRW	Inquire of Mr. Moskowitz status of VEBA (.1); review request from Mr. Moskowitz regarding basis under which UMWA could call a strike at Patriot and advise regarding same (.3); telephone conference with Mr. Luna regarding Funding of VEBA (.2).	0.60	285.00
10/15/13	JRW	Forward supplemental declaration to Ms. Hughes (.4); coordination with Mr. Joe Bean regarding VEBA document (.4); telephone conference with Mr. Halloway regarding implications of sale of Consol on BCOA and potential relevance to future Patriot negotiations (.7).	1.50	712.50
10/15/13	JRW	Coordination with Mr. Luna regarding strategy for obtaining copy of VEBA (.3); work on supplemental declaration and forward draft to Laura Hughes (.5).	0.80	380.00

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Date	Initials	Description	Hours	Amount
10/17/13	JRW	Complete and forward Supplemental Declaration in support of retention as special counsel (.5); coordination with Mr. Luna regarding delivery of copy of VEBA (.4); coordination with Ms. McGreal regarding need to verify compliance with DOL exemption (.3).	1.20	570.00
10/18/13	JRW	Correspondence with UMWA General Counsel requesting copy of VEBA and inquiry regarding status of request for DOL exemption for use of equity to Fund VEBA (.2); advise company and Davis Polk regarding same (.2).	0.40	190.00
10/25/13	JRW	Coordination with Brian Walsh regarding court action on application and related matters.	0.20	95.00
10/29/13	JRW	Coordination with Mr. Lucha regarding final labor agreements.	0.30	142.50
10/30/13	JRW	Review Mr. Huebner's summary of status of bankruptcy court actions and status of funding of VEBA.	0.30	142.50
10/31/13	JRW	Compile and forward executed original contracts to Mr. Bean.	0.40	190.00
Total Services			8.20	\$3,895.00

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
John R. Woodrum	Shareholder	475.00	8.20	3,895.00

TOTAL FEES	\$3,895.00
TOTAL EXPENSES	\$0.00
TOTAL THIS INVOICE	\$3,895.00