

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

**In re:**

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

**Debtors.<sup>1</sup>**

**Chapter 11**

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

**(Jointly Administered)**

**Objection Deadline:**

**December 12, 2013 at 4:00 p.m.**

**(prevailing Central Time)**

**Hearing Date:**

**December 17, 2013 at 9:00 a.m.**

**(prevailing Central Time)**

**Hearing Location:**

**Courtroom 7 North**

**NOTICE OF THE DEBTORS' MOTION FOR ENTRY OF AN ORDER AUTHORIZING  
ASSIGNMENT OF CERTAIN ASSUMED UNEXPIRED LEASES**

PLEASE TAKE NOTICE that this motion is scheduled for hearing on December 17, 2013, at 9:00 a.m. (prevailing Central Time), in Bankruptcy Courtroom Seventh Floor North, in the Thomas F. Eagleton U.S. Courthouse, 111 South Tenth Street, St. Louis, Missouri 63102.

**WARNING: ANY RESPONSE OR OBJECTION TO THIS MOTION MUST BE FILED WITH THIS COURT BY 4:00 P.M. (PREVAILING CENTRAL TIME) ON DECEMBER 12, 2013. A COPY MUST BE PROMPTLY SERVED UPON THE UNDERSIGNED. FAILURE TO FILE A TIMELY RESPONSE MAY RESULT IN THIS COURT GRANTING THE RELIEF REQUESTED PRIOR TO THE HEARING DATE.**

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<sup>1</sup> The Debtors are the entities listed on Schedule 1 attached hereto. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors' chapter 11 petitions.

**DEBTORS' MOTION FOR ENTRY OF AN ORDER AUTHORIZING ASSIGNMENT  
OF CERTAIN ASSUMED UNEXPIRED LEASES**

Patriot Coal Corporation (“**Patriot Coal**”) and its affiliated debtors (together with Patriot Coal, the “**Debtors**”), pursuant to 11 U.S.C. § 365, respectfully file this Motion for Entry of an Order<sup>2</sup> Authorizing Assignment of Certain Assumed Unexpired Leases (this “**Motion**”). In support of this Motion, the Debtors show this Court as follows:

**Relief Requested**

1. By this Motion, the Debtors request that this Court enter an order, pursuant to section 365(f) of title 11 of the United States Code (the “**Bankruptcy Code**”) and Rule 6006 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), authorizing the assignment of certain of the Debtors’ assumed unexpired leases and subleases of nonresidential real property to certain other Debtors.

**Jurisdiction**

2. This Court has jurisdiction over this Motion under 28 U.S.C. § 1334. This is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2).

3. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

**Background**

4. On July 9, 2012 (the “**Petition Date**”), each Debtor other than Brody Mining, LLC and Patriot Ventures LLC (collectively, the “**Initial Debtors**”) commenced with the United States Bankruptcy Court for the Southern District of New York (the “**SDNY Bankruptcy Court**”) a voluntary case under chapter 11 of the Bankruptcy Code. On December 19, 2012, the SDNY Bankruptcy Court entered an order transferring the Initial Debtors’ chapter 11 cases to this Court

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<sup>2</sup> A copy of the proposed order granting the relief requested in this Motion (the “**Proposed Order**”) will be provided to the Core Parties (as defined below) and the counterparties to the Assigned Leases (as defined below). A copy of the Proposed Order will also be available at: [www.patriotcaseinfo.com](http://www.patriotcaseinfo.com).

(the “**Transfer Order**”) [ECF No. 1789].<sup>3</sup> Subsequently, Brody Mining, LLC and Patriot Ventures LLC (together, the “**New Debtors**”) each commenced its chapter 11 case by filing a petition for voluntary relief with this Court on September 23, 2013. The Debtors are authorized to operate their businesses and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. The Initial Debtors’ cases are being jointly administered pursuant to Bankruptcy Rule 1015(b) and the Joint Administration Order entered on July 10, 2012 [ECF No. 30], and the New Debtors’ cases are being jointly administered with the Initial Debtors’ cases pursuant to Bankruptcy Rule 1015(b) and the Order Directing Joint Administration of Chapter 11 Cases entered by this Court on September 27, 2013 in each of the New Debtors’ chapter 11 cases.

#### **The Assumed Unexpired Leases**

5. In connection with the conduct of their businesses, the Debtors are lessees or sublessees under various unexpired leases and subleases of nonresidential real property (collectively, the “**Unexpired Leases**”).

6. On January 15, 2013, the Debtors filed the Debtors’ Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 1995] (the “**Motion to Assume or Reject**”), by which the Debtors sought, *inter alia*, to assume certain Unexpired Leases pursuant to section 365(d)(4) of the Bankruptcy Code.

7. On February 13, 2013, this Court entered the Order Authorizing Debtors to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 2822] (the “**First Assumption Order**”). Pursuant to the First Assumption Order, the Court authorized the

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<sup>3</sup> Pursuant to the Transfer Order, all orders previously entered in these chapter 11 cases remain in full force and effect in accordance with their terms notwithstanding the transfer of venue.

assumption of certain of the Unexpired Leases identified in the Motion to Assume or Reject (the “**First Assumed Unexpired Leases**”) effective as of January 29, 2013.

8. On March 20, 2013, this Court entered the Stipulation and Order Pursuant to Sections 105(a), 363(b) and 365(a) of the Bankruptcy Code Authorizing and Approving the Assumption of Certain Leases [ECF No. 3332] (the “**LRPB Stipulation**”). Pursuant to the LRPB Stipulation, the Court authorized the assumption of certain Unexpired Leases identified in the Motion to Assume or Reject (the “**LRPB Assumed Unexpired Leases**”) effective as of March 22, 2013.

9. On May 22, 2013, this Court entered the Stipulation and Order Pursuant to Sections 105(a), 363(b) and 365(a) of the Bankruptcy Code Authorizing and Approving the Assumption of Certain Leases by the Debtors Robin Land Company, LLC, Wildcat, LLC and Panther LLC [ECF No. 4039] (the “**Shonk Stipulation**”, and together with the LRPB Stipulation, the “**Stipulations**”). Pursuant to the Shonk Stipulation, the Court authorized the assumption of certain Unexpired Leases identified in the Motion to Assume or Reject (the “**Shonk Assumed Unexpired Leases**”) effective as of the date that the amount to cure all prepetition defaults under each Stipulated Assumed Unexpired Lease is paid, which date occurred on May 23, 2013.

10. On June 19, 2013, this Court entered the Third Omnibus Order Authorizing Debtors to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 4165] (the “**Third Assumption Order**”, and together with the First Assumption Order, the “**Assumption Orders**”). Pursuant to the Third Assumption Order, the Court authorized the assumption of certain of the Unexpired Leases identified in the Motion to Assume or Reject (the “**Third Assumed Unexpired Leases**”) effective as of January 29, 2013.

11. On November 4, 2013, the Debtors filed the Debtors’ Third Amended Joint Plan of Reorganization Under Chapter 11 of the Bankruptcy Code [ECF No. 4927] (the “**Plan**”).

12. On November 14, 2013, the Court entered an Order [ECF No. 4994] (the “**Payne-Gallatin Order**”) authorizing the assumption of an Unexpired Lease with the contract ID LND 323 to which Payne-Gallatin Company and Debtor Panther LLC are counterparties (the “**Assumed Payne-Gallatin Lease**”).

13. On November 27, 2013, the Debtors filed the Notice of Filing of Plan Schedules [ECF No. 5074], attached to which as Exhibit 1 was Schedule 9.2(a) – Executory Contracts and Unexpired Leases to Be Assumed (“**Plan Schedule 9.2(a)**”). As set forth on Plan Schedule 9.2(a), the Debtors propose to assume (i) an Unexpired Lease with the contract ID LND 020 to which Central West Virginia Energy Company and Debtor Pine Ridge Coal Company, LLC (“**Pine Ridge**”) are counterparties and (ii) an Unexpired Lease with the contract ID LND 019 to which Elk Run Coal Company and Pine Ridge are counterparties (together, the “**Proposed Assumed Unexpired Leases**”, and together with the First Assumed Unexpired Leases, the LRPB Assumed Unexpired Leases, the Shonk Assumed Unexpired Leases, the Third Assumed Unexpired Leases and the Assumed Payne-Gallatin Lease, the “**Assumed Unexpired Leases**”).

#### **The Assigned Leases**

14. In connection with the Restructuring Transactions contemplated by Section 5.6(c) of the Plan, the Debtors identified as Assignor Debtors on Schedule A hereto (the “**Assignor Debtors**”) <sup>4</sup> have determined to assign certain of the Assumed Unexpired Leases, as set forth on Schedule A (the “**Assigned Leases**”) <sup>5</sup> to the Debtors identified as Assignee Debtors on Schedule

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<sup>4</sup> The Assignor Debtors are (i) Dodge Hill Mining Company, LLC, (ii) Eastern Associated Coal, LLC, (iii) Jupiter Holdings LLC, (iv) Kanawha Eagle Coal, LLC, (v) Panther LLC, (vi) Patriot Coal Company, L.P., (vii) Pine Ridge Coal Company, LLC, (viii) Remington II LLC and (ix) Wildcat, LLC.

<sup>5</sup> For each Assigned Lease, Schedule A includes: (a) the Debtor’s contract ID, (b) the name of the Assignor Debtor, (c) the counterparties to the Assigned Lease, (d) a description of the Assigned Lease and (e) the name of the Assignee Debtor. The descriptions of the Assigned Leases included in Schedule A are provided for convenience only and are not intended to modify, or to represent the Debtors’ interpretation of, the terms of any Assigned Lease. The Debtors reserve the right to amend Schedule A to add, remove, or otherwise modify the list of Assigned Leases

A (the “**Assignee Debtors**)<sup>6</sup>, effective as of the effective date of the Plan (the “**Effective Date**”). Solely with respect to the Proposed Assumed Unexpired Leases, the assignment set forth on Schedule A will be contingent upon the Debtors’ assumption of the Proposed Assumed Unexpired Leases pursuant to the Plan as of the Effective Date.

15. The Debtors have determined, in their business judgment and to the best of their ability based on the information currently available, that the assignment of the Assigned Leases to the Assignee Debtors is appropriate and in the best interests of the Debtors. The assignment of the Assigned Leases will help facilitate the Debtors’ goals of simplifying, reorganizing and rationalizing the corporate enterprise, as contemplated by Section 5.6(c) of the Plan, by consolidating their coal reserve mineral interests into a limited number of entities.

#### **Basis for Relief Requested**

16. Section 365(f)(2) of the Bankruptcy Code permits a debtor-in-possession to assign an executory contract or unexpired lease that has previously been assumed by such debtor-in-possession without the consent of the counterparty to such contract or lease, so long as “adequate assurance of future performance by the assignee of such contract or lease is provided . . .” *See* 11 U.S.C. § 365(f). In addition, a debtor-in-possession may assign an assumed executory contract or unexpired lease “notwithstanding a provision . . . that prohibits, restricts, or conditions that assignment of such contract or lease.” *Id.* at § 365(f)(1).

17. The Assigned Leases, other than the Proposed Assumed Unexpired Leases, have been assumed by the Debtors in accordance with the provisions of the Bankruptcy Code pursuant

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through the Effective Date. Should the Debtors amend the list of Assigned Leases, the Debtors shall serve a notice of such assignment upon the affected lessor(s) and the Objection Deadline (defined below) in respect of any affected Assigned Lease shall then be five (5) days from the date of such notice.

<sup>6</sup> The Assignee Debtors are Central States Coal Reserves of Kentucky, LLC, Eastern Royalty, LLC and Kanawha River Ventures III, LLC.

to the Assumption Orders, the Stipulations and the Payne-Gallatin Order. With respect to the Proposed Assumed Unexpired Leases, the Debtors' request for authorization to assign such leases is contingent upon the assumption of such leases pursuant to the Plan as of the Effective Date.

18. The Assignor Debtors either have the express right to assign the Assigned Leases pursuant to the terms of such Assigned Leases<sup>7</sup> or are permitted to assign the Assigned Leases pursuant to section 365(f) of the Bankruptcy Code notwithstanding any prohibition on assignment contained in any such Assigned Lease. In furtherance thereof, the Assumption Orders, the Stipulations, the Payne-Gallatin Order and the Plan, as applicable, expressly preserve the Assignor Debtors' rights to assign each of the Assigned Leases assumed pursuant thereto notwithstanding any provision of such Assigned Lease that prohibits, restricts or conditions that assignment of such Assigned Lease.

19. The counterparties to the Assigned Leases will be provided adequate assurance of future performance by the Assignee Debtors because Debtor Patriot Coal or the Assignor Debtor will guarantee the Assignee Debtors' obligations under the Assigned Leases. Although the term "adequate assurance of future performance" is not defined in the Bankruptcy Code, courts generally give the phrase a "practical, pragmatic construction" and weigh the unique facts and circumstances of each case when considering whether adequate assurance has been provided. *In re Fleming Cos.*, 499 F.3d 300, 305 (3d Cir. 2007) (quoting *Cinicola v. Scharffenberger*, 248 F.3d 110, 120 n.10 (3d Cir. 2001)); *see also In re Alipat, Inc.*, 36 B.R. 274, 277 (Bankr. E.D. Mo. 1984) ("[T]he overwhelming majority of the opinions which have considered the question of

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<sup>7</sup> The Debtors believe that any assignment of any Assumed Unexpired Lease that expressly authorizes assignment is an assignment in the ordinary course of business, and, therefore, does not require court approval. The Debtors have included such Assumed Unexpired Leases in this Motion for convenience purposes only.

adequate assurance has granted the debtor's (or the trustee's) request to approve an assignment."). In light of Patriot Coal's and the Assignor Debtor's financial position following emergence from bankruptcy protection and the guarantee by Patriot Coal or the Assignor Debtor of the Assignee Debtors' obligations under the Assigned Leases, the Debtors have furnished adequate assurance of future performance under the Assigned Leases.

#### **Relief Under Bankruptcy Rule 6006**

20. Bankruptcy Rule 6006(d) provides that an "order authorizing the trustee to assign an executory contract or unexpired lease under section 365(f) is stayed until the expiration of 14 days after the entry of the order, unless the court orders otherwise." Fed. R. Bankr. P. 6006(d). Given that the Effective Date is anticipated to occur substantially contemporaneously with the entry of the Proposed Order, and to promote the efficient resolution of the Debtors' chapter 11 cases, the Debtors request that any order approving the assignment of the Assigned Leases not be stayed.

#### **Notice**

21. Consistent with the Order Establishing Certain Notice, Case Management and Administrative Procedures entered on March 22, 2013 [ECF No. 3361] (the "**Case Management Order**") the Debtors will serve notice of this Motion on the Core Parties (as defined in the Case Management Order) and the counterparties to the Assigned Leases identified on Schedule A. All parties who have requested electronic notice of filings in these cases through this Court's ECF system will automatically receive notice of this Motion through the ECF system no later than the day after its filing with this Court. A copy of this Motion and any order approving it will also be made available on the Debtors' Case Information Website (located at [www.patriotcaseinfo.com](http://www.patriotcaseinfo.com)). A copy of the Proposed Order is available at [www.patriotcaseinfo.com/orders.php](http://www.patriotcaseinfo.com/orders.php) (the "**Patriot**



**Orders Website**”). The Proposed Order may be modified or withdrawn at any time without further notice. If any significant modifications are made to the Proposed Order, an amended Proposed Order will be made available on the Patriot Orders Website, and no further notice will be provided. In light of the relief requested, the Debtors submit that no further notice is necessary. Pursuant to paragraph 14 of the Case Management Order, if no objections are timely filed and served in accordance therewith, the relief requested herein may be entered without a hearing.

Dated: December 4, 2013  
New York, New York

Respectfully submitted,  
DAVIS POLK & WARDWELL LLP

/s/ Michelle M. McGreal

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**SCHEDULE 1**  
(Debtor Entities)

1. Affinity Mining Company
2. Apogee Coal Company, LLC
3. Appalachia Mine Services, LLC
4. Beaver Dam Coal Company, LLC
5. Big Eagle, LLC
6. Big Eagle Rail, LLC
7. Black Stallion Coal Company, LLC
8. Black Walnut Coal Company
9. Bluegrass Mine Services, LLC
10. Brody Mining, LLC
11. Brook Trout Coal, LLC
12. Catenary Coal Company, LLC
13. Central States Coal Reserves of Kentucky, LLC
14. Charles Coal Company, LLC
15. Cleaton Coal Company
16. Coal Clean LLC
17. Coal Properties, LLC
18. Coal Reserve Holding Limited Liability Company No. 2
19. Colony Bay Coal Company
20. Cook Mountain Coal Company, LLC
21. Corydon Resources LLC
22. Coventry Mining Services, LLC
23. Coyote Coal Company LLC
24. Cub Branch Coal Company LLC
25. Dakota LLC
26. Day LLC
27. Dixon Mining Company, LLC
28. Dodge Hill Holding JV, LLC
29. Dodge Hill Mining Company, LLC
30. Dodge Hill of Kentucky, LLC
31. EACC Camps, Inc.
32. Eastern Associated Coal, LLC
33. Eastern Coal Company, LLC
34. Eastern Royalty, LLC
35. Emerald Processing, L.L.C.
36. Gateway Eagle Coal Company, LLC
37. Grand Eagle Mining, LLC
38. Heritage Coal Company LLC
39. Highland Mining Company, LLC
40. Hillside Mining Company
41. Hobet Mining, LLC
42. Indian Hill Company LLC
43. Infinity Coal Sales, LLC
44. Interior Holdings, LLC
45. IO Coal LLC
46. Jarrell's Branch Coal Company
47. Jupiter Holdings LLC
48. Kanawha Eagle Coal, LLC
49. Kanawha River Ventures I, LLC
50. Kanawha River Ventures II, LLC
51. Kanawha River Ventures III, LLC
52. KE Ventures LLC
53. Little Creek LLC
54. Logan Fork Coal Company
55. Magnum Coal Company LLC
56. Magnum Coal Sales LLC
57. Martinka Coal Company, LLC
58. Midland Trail Energy LLC
59. Midwest Coal Resources II, LLC
60. Mountain View Coal Company, LLC
61. New Trout Coal Holdings II, LLC
62. Newtown Energy, Inc.
63. North Page Coal Corp.
64. Ohio County Coal Company, LLC
65. Panther LLC
66. Patriot Beaver Dam Holdings, LLC
67. Patriot Coal Company, L.P.
68. Patriot Coal Corporation
69. Patriot Coal Sales LLC
70. Patriot Coal Services LLC
71. Patriot Leasing Company LLC
72. Patriot Midwest Holdings, LLC
73. Patriot Reserve Holdings, LLC
74. Patriot Trading LLC
75. Patriot Ventures LLC
76. PCX Enterprises, Inc.
77. Pine Ridge Coal Company, LLC
78. Pond Creek Land Resources, LLC
79. Pond Fork Processing LLC
80. Remington Holdings LLC
81. Remington II LLC
82. Remington LLC
83. Rivers Edge Mining, Inc.
84. Robin Land Company, LLC
85. Sentry Mining, LLC
86. Snowberry Land Company
87. Speed Mining LLC
88. Sterling Smokeless Coal Company, LLC
89. TC Sales Company, LLC
90. The Presidents Energy Company LLC
91. Thunderhill Coal LLC
92. Trout Coal Holdings, LLC
93. Union County Coal Co., LLC
94. Viper LLC
95. Weatherby Processing LLC
96. Wildcat Energy LLC
97. Wildcat, LLC
98. Will Scarlet Properties LLC
99. Winchester LLC
100. Winifrede Dock Limited Liability Company
101. Yankeetown Dock, LLC

**Schedule A**

<b>DEBTORS' CONTRACT ID</b>	<b>ASSIGNOR DEBTOR PARTY TO THE LEASE</b>	<b>COUNTERPARTY TO THE LEASE</b>	<b>LEASE DESCRIPTION</b>	<b>ASSIGNEE DEBTOR PARTY</b>
LMS0003	Patriot Coal Company, L.P.	ACC Legacy, Inc.	7/30/2007 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS0013	Dodge Hill Mining Company, LLC	Adam R & Kristi H O'Nan	10/8/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS0025	Dodge Hill Mining Company, LLC	Alcoa Fuels, Inc.	11/15/1991 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS0028	Dodge Hill Mining Company, LLC	Alcoa Fuels, Inc.	5/3/2006 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS0032	Pine Ridge Coal Company, LLC	Alderson Heirs LLC	7/1/1974 Lease	Eastern Royalty, LLC
LMS0081	Dodge Hill Mining Company, LLC	Angela P Bronson	10/8/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS0091	Dodge Hill Mining Company, LLC	Anna & Ricky Hunter	11/1/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS0200	Patriot Coal Company, L.P.	Ball, Robert W., Jr. Unknown Heirs	8/5/2011 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS0217	Patriot Coal Company, L.P.	Baxter, Jimmy, et ux	12/15/2009 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS0224	Patriot Coal Company, L.P.	Bell, Betty Jane	12/22/2009 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS0227	Dodge Hill Mining Company, LLC	Ben W Dyer III	9/1/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS0233	Pine Ridge Coal Company, LLC	Berwind Land Co.	3/10/1978 Lease (effective 1/1/77)	Eastern Royalty, LLC

<b>DEBTORS' CONTRACT ID</b>	<b>ASSIGNOR DEBTOR PARTY TO THE LEASE</b>	<b>COUNTERPARTY TO THE LEASE</b>	<b>LEASE DESCRIPTION</b>	<b>ASSIGNEE DEBTOR PARTY</b>
LMS0419	Patriot Coal Company, L.P.	Carol Klein	8/16/2005 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LND 020	Pine Ridge Coal Company, LLC	Central West Virginia Energy Company	2/11/1993 Coal Lease	Eastern Royalty, LLC
LMS0450	Dodge Hill Mining Company, LLC	Champion, Susan DeWitt, et vir	10/8/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS0456	Dodge Hill Mining Company, LLC	Charles & Dorothy O'Nan	10/8/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS0480	Patriot Coal Company, L.P.	Charles W & Heather Lori Krampe	1/15/2010 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS0566	Eastern Associated Coal, LLC	Cole & Crane Real Estate Trust, Southern Land Company Limited Partnership; Dickinson Properties Limited Partnership	7/1/1967 Lease	Eastern Royalty, LLC
LND 202	Jupiter Holdings LLC	Cole & Crane Real Estate Trust, Southern Land Company Limited Partnership; Dickinson Properties Limited Partnership	Coal Lease dated 7/1/97 between Cole & Crane Trust, Southern Land Company Limited Partnership and Dickinson Properties Limited Partnership (collectively Lessors) and Jupiter Coal Company, Inc. (Lessee)	Eastern Royalty, LLC
LMS0830	Patriot Coal Company, L.P.	Duncan, Terry, et ux	9/21/2009 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS0887	Patriot Coal Company, L.P.	Effie Gish Walker	9/22/2009 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LND 019	Pine Ridge Coal Company, LLC	Elk Run Coal Company	10/1/1990 Sublease	Eastern Royalty, LLC
LMS0937	Dodge Hill Mining Company, LLC	Erin P Thomas	10/8/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS3165	Heritage Coal Company LLC	Federal Coal Company	Coal Lease	Eastern Royalty, LLC

<b>DEBTORS' CONTRACT ID</b>	<b>ASSIGNOR DEBTOR PARTY TO THE LEASE</b>	<b>COUNTERPARTY TO THE LEASE</b>	<b>LEASE DESCRIPTION</b>	<b>ASSIGNEE DEBTOR PARTY</b>
LMS0992	Patriot Coal Company, L.P.	Florence Ann Crafton	10/20/2004 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS0993	Patriot Coal Company, L.P.	Florence Ann Crafton	4/14/2009 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS1123	Patriot Coal Company, L.P.	Griffin, Basil	11/9/2006 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS3169	Remington II LLC	Hoover Properties	REM2-004 - Hoover	Kanawha River Ventures III, LLC
LND 331	Panther LLC	Hoover Properties, LLC; LML Properties, LLC; Kanawha Boone Holdings, LLC; Latelle M. LaFollette Trust for the Benefit of Alice Ann Wright and her family	Lease dated 10/1/02 between Eugene B. Hoover; Hoover Properties, LLC; Branch Banking & Trust Company, N.A. and Latelle M. LaFollette, III; Branch Banking & Trust Company NA and Jane Wright (Lessor) and Panther LLC (Lessee)	Kanawha River Ventures III, LLC
LMS1486	Dodge Hill Mining Company, LLC	Joseph W & Brenda T. Sprague	10/8/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS1716	Patriot Coal Company, L.P.	Latta, William, et al	7/18/2008 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LND 1256	Kanawha Eagle Coal, LLC	LRPB Group 1 <sup>8</sup>	Tract 6	Kanawha River Ventures III, LLC
LMS3155	Kanawha Eagle Coal, LLC	LRPB Group 2 <sup>9</sup>	Western Portion- Tract 7	Kanawha River Ventures III, LLC

<sup>8</sup> "LRPB Group 1" refers to Thomas W. Pettit, Richard J. Bolen and Edwin N. Vinson, as Trustees of the H.A. Robson Trust; PRC Holdings, LLC; Prichard School, LLC; City National Bank of West Virginia, as Trustee under a trust agreement dated December 30, 1983, with A.M. Prichard, III, Lewis Prichard and Sarah Ann Prichard, and their respective spouses; Kanawha Boone Holdings, LLC; LML-AAW Holdings, LLC; RBL-AAW Holdings, LLC; LaFollette Holdings, Ltd.; James A. LaFollette Holdings, LLC; Robert B. LaFollette Holdings, LLC; LML Properties, LLC; and Riverside Park, Inc.

<sup>9</sup> "LRPB Group 2" refers to Thomas W. Pettit, Richard J. Bolen and Edwin N. Vinson, as Trustees of the H.A. Robson Trust; PRC Holdings, LLC; Prichard School, LLC; City National Bank of West Virginia, as Trustee under a trust agreement dated December 30, 1983, with A.M. Prichard, III, Lewis Prichard and Sarah Ann Prichard, and their respective spouses; Kanawha Boone Holdings, LLC; LML-AAW Holdings, LLC; RBL-AAW Holdings, LLC;

<b>DEBTORS' CONTRACT ID</b>	<b>ASSIGNOR DEBTOR PARTY TO THE LEASE</b>	<b>COUNTERPARTY TO THE LEASE</b>	<b>LEASE DESCRIPTION</b>	<b>ASSIGNEE DEBTOR PARTY</b>
LND7092	Kanawha Eagle Coal, LLC	LRPB Group 3 <sup>10</sup>	Tract 8	Kanawha River Ventures III, LLC
LND7093	Kanawha Eagle Coal, LLC	LRPB Group 4 <sup>11</sup>	Tract 9	Kanawha River Ventures III, LLC
LND 469	Remington LLC	LRPB Group 1	Tract 6 Direct Lease	Kanawha River Ventures III, LLC
LMS3250	Remington LLC	LRPB Group 2	67 Acres Coalburg- Tract 7	Kanawha River Ventures III, LLC
LMS3182	Remington II LLC	LRPB Group 2	464 acres Coalburg-Tract 7	Kanawha River Ventures III, LLC
LMS3170	Remington II LLC	LRPB Group 2	64 acres Eagle Seam- Tract 7	Kanawha River Ventures III, LLC
LMS3194	Remington II LLC	LRPB Group 2	Eagle and Powellton- Eastern portion Tract 7	Kanawha River Ventures III, LLC
LND7094	Kanawha River Ventures II LLC	LRPB Group 2	Eagle seam- Western portion Tract 7	Kanawha River Ventures III, LLC
LND7095	Kanawha River Ventures II LLC	LRPB Group 3	Eagle seam- Tract 8	Kanawha River Ventures III, LLC
LND7096	Kanawha River Ventures II LLC	LRPB Group 4	Eagle Seam- Tract 9	Kanawha River Ventures III, LLC
LMS1836	Patriot Coal Company, L.P.	Marable, Ronald, et ux	7/23/2008 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC

LaFollette Holdings, Ltd.; James A. LaFollette Holdings, LLC; Robert B. LaFollette Holdings, LLC; Wright Holdings, LLC; AAW Holdings, LLC; LML Properties, LLC; Riverside Park, Inc.; and Broun Properties LLC.

<sup>10</sup> “LRPB Group 3” refers to Thomas W. Pettit, Richard J. Bolen and Edwin N. Vinson, as Trustees of the H.A. Robson Trust; PRC Holdings, LLC; Prichard School, LLC; City National Bank of West Virginia, as Trustee under a trust agreement dated December 30, 1983, with A.M. Prichard, III, Lewis Prichard and Sarah Ann Prichard, and their respective spouses; RBL-AAW Holdings, LLC; LaFollette Holdings, Ltd.; James A. LaFollette Holdings, LLC; Robert B. LaFollette Holdings, LLC; Wright Holdings, LLC; AAW Holdings, LLC; LML Properties, LLC; and Broun Properties LLC.

<sup>11</sup> “LRPB Group 4” refers to Thomas W. Pettit, Richard J. Bolen and Edwin N. Vinson, as Trustees of the H.A. Robson Trust; PRC Holdings, LLC; Prichard School, LLC; City National Bank of West Virginia, as Trustee under a trust agreement dated December 30, 1983, with A.M. Prichard, III, Lewis Prichard and Sarah Ann Prichard, and their respective spouses; Kanawha Boone Holdings, LLC; LML-AAW Holdings, LLC; RBL-AAW Holdings, LLC; LaFollette Holdings, Ltd.; James A. LaFollette Holdings, LLC; Robert B. LaFollette Holdings, LLC; LML Properties, LLC; and Riverside Park, Inc.



<b>DEBTORS' CONTRACT ID</b>	<b>ASSIGNOR DEBTOR PARTY TO THE LEASE</b>	<b>COUNTERPARTY TO THE LEASE</b>	<b>LEASE DESCRIPTION</b>	<b>ASSIGNEE DEBTOR PARTY</b>
LMS1837	Patriot Coal Company, L.P.	Marable, Shelby, et ux	7/23/2008 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS1873	Dodge Hill Mining Company, LLC	Marsha O & Wesley Parker	10/8/2010 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS1956	Dodge Hill Mining Company, LLC	Midwest Coal Reserves of KY, LLC	11/4/2003 Lease & Sublease - #9 Seam	Central States Coal Reserves of Kentucky, LLC
LMS2084	Patriot Coal Company, L.P.	Owensboro Warehouse Company, Inc	8/13/2007 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LND 023	Eastern Associated Coal, LLC	Pardee Land Company	Coal lease - 3/1/68-Between Pardee Land Company and EACC.	Eastern Royalty, LLC
LND 024	Eastern Associated Coal, LLC	Pardee Minerals LLC; Southern Land Company Limited Partnership; Dickinson Properties Limited Partnership	2/1/74 lease between lessors (Pardee Land Co, Southern Land Company and Dickinson Properties, Inc.) and EACC (Lessee)	Eastern Royalty, LLC
LND 323	Panther LLC	Payne-Gallatin Mining Company	Lease dated 10/15/76 between Payne-Gallatin Mining Company (Lessor) and Ocamco (Lessee)	Kanawha River Ventures III, LLC
LMS2181	Kanawha Eagle Coal, LLC	Penn Virginia Operating Co LLC	Lens Creek Lease	Kanawha River Ventures III, LLC
LMS2182	Kanawha Eagle Coal, LLC	Penn Virginia Operating Co LLC	Crimson Lease	Kanawha River Ventures III, LLC
LND 321	Wildcat, LLC	Penn Virginia Operating Co LLC	Sublease dated 11/1/00 between Penn Virginia Coal Company and Wildcat Coal Company	Kanawha River Ventures III, LLC
LND 325	Panther LLC	Penn Virginia Operating Co LLC	Sublease dated 12/20/01 between Penn Virginia Operating Co., LLC (Sublessor) and Panther LLC (Sublessee)	Kanawha River Ventures III, LLC
LND 467	Remington LLC	Penn Virginia Operating Co LLC	1997 Coal Sublease, as amended	Kanawha River Ventures III, LLC
LMS2259	Eastern Associated Coal, LLC	Pocahontas Land Corp	Pocahontas Land Lease	Eastern Royalty, LLC

<b>DEBTORS' CONTRACT ID</b>	<b>ASSIGNOR DEBTOR PARTY TO THE LEASE</b>	<b>COUNTERPARTY TO THE LEASE</b>	<b>LEASE DESCRIPTION</b>	<b>ASSIGNEE DEBTOR PARTY</b>
LMS2431	Eastern Associated Coal, LLC	Rowland Land Company, LLC	Rowland Lease	Eastern Royalty, LLC
LMS2530	Eastern Associated Coal, LLC	Shepard Boone Coal Company LLC	1/29/1946 Agreement of Lease	Eastern Royalty, LLC
LMS2532	Jupiter Holdings LLC	Shepard Boone Coal Company LLC	Coal Lease	Eastern Royalty, LLC
LND 322	Wildcat, LLC	Shonk Land Company LLC	Agreement of Lease effective 12/1/03 between Shonk Lank Company, LLC (Lessor) and Wildcat, LLC (Lessee)	Kanawha River Ventures III, LLC
LND 324	Panther LLC	Shonk Land Company LLC	Agreement of Lease dated 1/5/98 between Shonk Land Company, LP (Lessor) and Panther Coal Company, Inc. (Lessee)	Kanawha River Ventures III, LLC
LND 330	Panther LLC	Shonk Land Company LLC	Second Amended and Restated Lease Agreement dated 10/31/91, effective 7/1/91, between Shonk Land Company, Ltd. (Lessor) and PG&H, a West Virginia Joint Venture (Lessee)	Kanawha River Ventures III, LLC
LMS2587	Eastern Associated Coal, LLC	Southern Land & Dickinson	10/1/1947 Agreement of Lease	Eastern Royalty, LLC
LND 045	Eastern Associated Coal, LLC	Suncrest Resources LLC	Coal Lease-12/19/02	Eastern Royalty, LLC
LMS2719	Patriot Coal Company, L.P.	Terry T. Duncan Family Trust	9/21/2009 Lease - All Seams	Central States Coal Reserves of Kentucky, LLC
LMS2800	Dodge Hill Mining Company, LLC	Union County Air Board	12/6/2011 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS2802	Dodge Hill Mining Company, LLC	Union County Air Board	12/6/2011 Lease - #6 Seam	Central States Coal Reserves of Kentucky, LLC
LMS2915	Eastern Associated Coal, LLC	WPP LLC	1/1/1968 West Fork Lease	Eastern Royalty, LLC