

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

In re:  PATRIOT COAL CORPORATION, <i>et al.</i> ,  Debtors.	Chapter 11  Case No. 12-51502 (Jointly Administered)
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**THIRTEENTH MONTHLY FEE STATEMENT OF COLE, SCHOTZ, MEISEL,  
FORMAN & LEONARD, P.A., AS CONFLICTS COUNSEL TO THE  
OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF PATRIOT COAL  
CORPORATION, ET AL., FOR COMPENSATION AND REIMBURSEMENT OF  
EXPENSES FOR THE PERIOD DECEMBER 1, 2013 THROUGH DECEMBER 31, 2013**

Name of Applicant:	<u>Cole, Schotz, Meisel, Forman &amp; Leonard, P.A. (“Cole Schotz”)</u>
Authorized to Provide Professional Services to:	<u>The Official Committee of Unsecured Creditors</u>
Effective Date of Retention:	<u>August 16, 2012</u>
Period for which Compensation and Reimbursement is Sought:	<u>December 1, 2013 through December 31, 2013</u>
Total Amount of Compensation for Period:	<u>\$627.00</u>
Total Amount of Expenses for Period:	<u>\$ 60.16</u>
80% of Fees Requested for Payment:	<u>\$501.60</u>
100% of Expenses Requested for Payment:	<u>\$ 60.16</u>
Total Fees and Expenses Requested for Payment:	<u>\$561.76</u>

In accordance with this Court’s *Order to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals*, dated August 2, 2012 [Docket No. 262] (the “**Interim Compensation Order**”), Cole, Schotz, Meisel, Forman & Leonard, P.A. (“**Cole Schotz**”), conflicts counsel to the Official Committee of Unsecured Creditors (the “**Committee**”) of the above-captioned debtors and debtors-in-possession (collectively, the

“**Debtors**”), hereby submits this Thirteenth Monthly Fee Statement (the “**Fee Statement**”), seeking compensation and reimbursement of expenses for the period of December 1, 2013 through December 31, 2013 (the “**Thirteenth Monthly Period**”). By this Fee Statement, Cole Schotz seeks payment of \$501.60, which is comprised of eighty percent (80%) of the total amount of compensation sought for actual and necessary professional services rendered during the Thirteenth Monthly Period, and reimbursement of \$60.16, which is equal to one hundred percent (100%) of its actual and necessary expenses incurred in connection with such services.

### **Services Rendered and Expenses Incurred**

1. Attached hereto as **Exhibit A** is a summary of the services rendered and compensation sought, broken down by project category, for the Thirteenth Monthly Period.

2. Attached hereto as **Exhibit B** is a billing summary of Cole Schotz’s professionals and paralegals by individual, setting forth the (i) name and title of each individual who performed services during the Thirteenth Monthly Period, (ii) aggregate time expended by each such individual, (iii) hourly billing rate for each such individual at Cole Schotz’s current billing rates, (iv) the amount of fees for the time expended by each Cole Schotz professional and paralegal, (v) year of bar admission for each attorney, and (vi) area of concentration for each attorney. The blended hourly billing rate of Cole Schotz’s professionals during the Thirteenth Monthly Period is approximately \$330.00.

3. Attached hereto as **Exhibit C** is a summary of reimbursements sought by Cole Schotz for expenses for the Thirteenth Monthly Period incurred in connection with the performance of professional services, broken down by expense type.

4. Attached hereto as **Exhibit D** is an itemized record of all time records for Cole Schotz professionals and all expenses for the Thirteenth Monthly Period.

**Total Fees and Expenses Sought for the Thirteenth Monthly Period**

5. The total amounts sought for fees for services rendered and reimbursement of expenses incurred for professional services rendered during the Thirteenth Monthly Period are as follows:

Total Fees for the Thirteenth Monthly Period:	\$627.00
Total Expenses for the Thirteenth Monthly Period:	\$60.16
<b>TOTAL:</b>	\$687.16

6. Pursuant to the Interim Compensation Order, Cole Schotz seeks payment of \$501.60 which is equal to (i) 80% of Cole Schotz’s total fees for services rendered during the Thirteenth Monthly Period and (ii) 100% of the total expenses incurred during the Thirteenth Monthly Period.

80% of Total Fees for the Thirteenth Monthly Period:	\$501.60
100% of Total Expenses for the Thirteenth Monthly Period:	\$60.16
<b>TOTAL:</b>	\$561.76

**Notice and Objection Procedures**

7. No trustee or examiner has been appointed in these Chapter 11 Cases. Pursuant to the Interim Compensation Order, notice of this Fee Statement has been served upon: (i) the Debtors, Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, Missouri 63141, Attn: Jacquelyn A. Jones, (ii) Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, New York 10017, Attn: Marshall S. Huebner and Brian M. Resnick, (iii) the Office of the United States Trustee for the Eastern District of Missouri, 111 S. 10<sup>th</sup> Street, Suite 6353, St. Louis,

Missouri 63102, Attn: Leonora S. Long and Paul A. Randolph, (iv) attorneys for the administrative agent for the Debtors' post-petition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Attn: Marcia Goldstein and Joseph Smolinsky, and (b) Wilkie Farr & Gallagher LLP, 787 Thirteenth Avenue, New York, New York 10019, Attn: Margot B. Schonholtz and Ana Alfonso, and (v) counsel for 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., and (vi) the Debtors' local counsel, Bryan Cave LLP, 211 N. Broadway, Suite 3600, St. Louis, Missouri 63102, Attn: Brian C. Walsh, Esq. and Lloyd A. Palans, Esq., (collectively, the "**Notice Parties**"). Cole Schotz submits that no other or further notice need to be provided.

8. Pursuant to the Interim Compensation Order, objections to this Fee Statement, if any, must be in writing, filed with the Court and served upon the Notice Parties, including Cole Schotz, by no later than February 6, 2014 (the "**Review Deadline**"), setting forth the nature of the objection and the specific amount of fees or expenses at issue.

9. If no objections to the Fee Statement are received on or before the Review Deadline, the Debtors will pay Cole Schotz (i) 80% of its total fees for services rendered during the Thirteenth Monthly Period and (ii) 100% of the total expenses incurred during the Thirteenth Monthly Period.

10. To the extent an objection to the Fee Statement is received on or before the Review Deadline, the Debtors will withhold payment of that portion of the Fee Statement to which the objection is directed and will promptly pay the remainder of the fees and expenses in the percentages set forth above. To the extent such objection is not resolved, it shall be preserved and scheduled for consideration at the next interim fee application hearing.

Dated: January 17, 2014

**COLE, SCHOTZ, MEISEL, FORMAN &  
LEONARD, P.A.**

By: /s/ Michael D. Warner

Michael D. Warner, Esq.

301 Commerce Street, Ste 1700

Fort Worth, Texas 76102

Telephone: (817) 810-5250

Facsimile: (817) 810-5255

*Conflicts Counsel for The Official Committee  
of Unsecured Creditors for Patriot Coal  
Corporation, et al.*

**EXHIBIT A**

Summary of Time by Category

<b>Matter Number</b>	<b>Description</b>	<b>Hours</b>	<b>Fees</b>
NY01	CSMF&L Fee Application	1.9	\$627.00
	<b>TOTAL</b>	<b>1.9</b>	<b>\$627.00</b>

**EXHIBIT B**

Summary of Professionals



<b>Name of Professional Person</b>	<b>Date of Bar Admission</b>	<b>Position with Cole Schotz and Number of Years in that Position</b>	<b>Hourly Billing Rate</b>	<b>Total Billed Hours</b>	<b>Total Compensation</b>
Jill Bienstock	2008	Associate (since 2008)	\$330	1.9	\$627.00
<b>TOTAL</b>				<b>1.9</b>	<b>\$627.00</b>

**EXHIBIT C**

Summary of Expenses

<b>Expense Category</b>	<b>Service Provider (if applicable)</b>	<b>Total Expenses</b>
Pacer		\$37.90
Messenger Service	<i>Federal Express</i>	\$22.26
<b>Total</b>		<b>\$60.16</b>

**EXHIBIT D**

Cole Schotz Invoice



307 Commerce Street  
Suite 1700  
Fort Worth, TX 76102  
817.810.5250 817.810.5255 fax  
FEDERAL ID# 22-2113414  
—  
New Jersey  
—  
New York  
—  
Delaware  
—  
Maryland

PATRIOT COAL - CREDITORS COMMITTEE  
ATTN: STEVE CIMALORE  
WILMINGTON TRUST COMPANY  
RODNEY SQUARE NORTH  
1100 NORTH MARKET STREET  
WILMINGTON, DE 19890

**Re: Client/Matter No. 51175-0001**  
**OFFICIAL COMMITTEE OF CREDITORS**

Invoice No. 733375  
January 9, 2014

FOR PROFESSIONAL SERVICES RENDERED THROUGH DECEMBER 31, 2013

<u>DATE</u>	<u>NARRATIVE</u>	<u>INITIALS</u>	<u>HOURS</u>	<u>AMOUNT</u>
<b>CSMF&amp;L FEE APPLICATION</b>			<b>1.90</b>	<b>\$627.00</b>
11/27/13	CONTINUE REVIEW OF PLAN RELEASE LANGUAGE AND ADDRESS ISSUES RE: SAME	JBB	0.80	264.00
12/06/13	TELEPHONE CALL FROM AND TO S. KOMROWER RE: PLAN AND DISCLOSURE STATEMENT RELEASE ISSUES AND FEE APPLICATIONS FOR PROFESSIONALS	JBB	0.10	33.00
12/18/13	REVIEW OF CONFIRMATION ORDER AND PLAN	JBB	0.50	165.00
12/18/13	CORRESP. W/ S. KOMROWER AND K. LABRADA RE FINAL FEE APPLICATIONS	JBB	0.20	66.00
12/18/13	FURTHER CORRESP. FROM K. LABRADA RE REVISED SCHEDULE FOR FINAL FEE APPS	JBB	0.10	33.00
12/19/13	REVIEW OF CORRESPONDENCE FROM D. POLK RE: FINAL FEE APPLICATIONS AND CORRESPONDENCE WITH K. LABRADA AND S. KOMROWER RE: SAME	JBB	0.20	66.00
TOTAL HOURS			1.90	
PROFESSIONAL SERVICES:				\$ 627.00

<u>TIMEKEEPER</u>	<u>STAFF LEVEL</u>	<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>
JILL BIENSTOCK	ASSOCIATE	1.90	330.00	627.00

Re: OFFICIAL COMMITTEE OF CREDITORS  
 Client/Matter No. 51175-0001

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**ACTIVITY CODE SUMMARY**

<u>DESCRIPTION</u>	<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>
CSMF&L FEE APPLICATION	1.90	330.00	627.00
<b>Total For CSMF&amp;L FEE APPLICATION</b>	<b>1.90</b>	<b>330.00</b>	<b>627.00</b>

COSTS ADVANCED

<u>DATE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
10/21/13	COPY OF OFFICIAL DOCUMENTS	0.40
10/21/13	COPY OF OFFICIAL DOCUMENTS	1.40
10/21/13	COPY OF OFFICIAL DOCUMENTS	3.00
10/21/13	COPY OF OFFICIAL DOCUMENTS	3.00
10/21/13	COPY OF OFFICIAL DOCUMENTS	0.30
10/21/13	COPY OF OFFICIAL DOCUMENTS	0.70
10/21/13	COPY OF OFFICIAL DOCUMENTS	3.00
10/21/13	COPY OF OFFICIAL DOCUMENTS	2.10
10/21/13	COPY OF OFFICIAL DOCUMENTS	0.30
11/01/13	COPY OF OFFICIAL DOCUMENTS	1.50
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.60
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.60
11/01/13	COPY OF OFFICIAL DOCUMENTS	3.00
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.90
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.20
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.20
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.40
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.10
11/01/13	COPY OF OFFICIAL DOCUMENTS	3.00
11/01/13	COPY OF OFFICIAL DOCUMENTS	3.00
11/01/13	COPY OF OFFICIAL DOCUMENTS	1.20
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.20
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.20
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.20
11/01/13	COPY OF OFFICIAL DOCUMENTS	0.60
11/04/13	COPY OF OFFICIAL DOCUMENTS	3.00
11/04/13	COPY OF OFFICIAL DOCUMENTS	0.50
11/04/13	COPY OF OFFICIAL DOCUMENTS	3.00

Re: OFFICIAL COMMITTEE OF CREDITORS  
Client/Matter No. 51175-0001

Invoice No. 733375  
January 9, 2014  
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<b><u>DATE</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>AMOUNT</u></b>
11/04/13	COPY OF OFFICIAL DOCUMENTS	0.20
11/04/13	COPY OF OFFICIAL DOCUMENTS	0.20
11/04/13	COPY OF OFFICIAL DOCUMENTS	0.90
12/02/13	MESSENGER SERVICE - FEDERAL EXPRESS	22.26
	TOTAL COSTS ADVANCED:	\$ <u>60.16</u>
	TOTAL SERVICES AND COSTS:	\$ <u>687.16</u>

# Cole Schotz

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD P.A.

PATRIOT COAL - CREDITORS COMMITTEE  
ATTN: STEVE CIMALORE  
WILMINGTON TRUST COMPANY  
RODNEY SQUARE NORTH  
1100 NORTH MARKET STREET  
WILMINGTON, DE 19890

Court Plaza North  
25 Main Street  
P.O. Box 800  
Hackensack, NJ 07602-0800  
201.489.3000 201.489.1536 fax  
FEDERAL ID# 22-2113414

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New York  
—  
Delaware  
—  
Maryland  
—  
Texas

## REMITTANCE PAGE

FOR PROFESSIONAL SERVICES RENDERED

**Re: Client/Matter No. 51175-0001**  
**OFFICIAL COMMITTEE OF CREDITORS**

Invoice No. 733375  
January 9, 2014

**PLEASE RETURN THIS COPY WITH YOUR PAYMENT**

TOTAL SERVICES AND COSTS:

\$ 687.16