

STITES & HARBISON, PLLC
250 W. Main Street
Suite 2300
Lexington, KY 40507
Telephone: (859) 226-2300
Facsimile: (859) 253-9144
Elizabeth Lee Thompson
Chrisandrea L. Turner
Counsel to R.J. Corman Railroad Construction Company

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.

Chapter 11

Case No. 12-12900 (SCC)

(Jointly Administered)

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS

PLEASE TAKE NOTICE that the undersigned hereby appears as counsel for R. J. Corman Railroad Construction Company (“Creditor”) and under, inter alia, Rules 2002 and 9007 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and the Local Bankruptcy Rules for the United States Bankruptcy Court for the Southern District of New York, requests that all notices given or required to be given, and all papers and pleadings filed or served or required to be served, in this case, be given to and served upon:

Chrisandrea L. Turner
Elizabeth Lee Thompson

STITES & HARBISON PLLC
250 West Main Street, Suite 2300
Lexington, KY 40507
Phone: (859) 226-2300
clturner@stites.com
ethompson@stites.com

PLEASE TAKE FURTHER NOTICE that under Section 1109(b) of the Bankruptcy Code, this request includes not only the notices and papers referred to in the Bankruptcy Rules and Local Bankruptcy Rules specified above, but also, without limitation, orders and notices of any application, motion, petition, pleading, request, complaint, or demand, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, courier service, hand delivery, telephone, facsimile transmission, telegraph, telex, electronic mail, or otherwise that (1) affects or seeks to affect in any way any rights or interests of any creditor or party in interest in this case, including Party, with respect to (a) the debtor, (b) property of the debtor's estate, or proceeds thereof, in which the debtor may claim an interest, or (c) property or proceeds thereof in the possession, custody, or control of other(s) that the debtor may seek to use; or (2) requires or seeks to require any act, delivery of any property, payments, or other conduct by the Creditor.

PLEASE TAKE FURTHER NOTICE that the Creditor intends that neither this Notice of Appearance nor any later appearance, pleading, claim, or suit shall waive (1) the Creditor's rights to have final orders in noncore matters entered only after de novo review by a District Judge; (2) the Creditor's rights to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding related to this case; (3) the Creditor's rights to have the District Court withdraw the reference of any matter subject to mandatory or discretionary withdrawal; or (4) any other rights, claims, actions, defenses, setoffs, or recoupments to which the Creditor is or may be entitled under agreement, in law, in equity, or otherwise, all of which rights, claims, actions, defenses, setoffs, and recoupments that the Creditor expressly reserves.

Lexington, Kentucky

Dated: September 19, 2012

By: /s/Chrisandrea L. Turner
Chrisandrea L. Turner
Elizabeth Lee Thompson

STITES & HARBISON, PLLC
250 West Main Street
Suite 2300
Lexington, KY 40507
Telephone: (859) 226-2300
Facsimile: (859) 253-9144
*Counsel to R.J. Corman Railroad Construction
Company*

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was served on September 19, 2012, electronically in accordance with the method established under this Court's CM/ECF Administrative Procedures.

Dated: September 19, 2012

Lexington, Kentucky

/s/Chrisandrea L. Turner
Chrisandrea L. Turner
Kentucky Bar No. 87520
STITES & HARBISON, PLLC
250 West Main St., Ste. 2300
Lexington, KY 40507
*E-mail address: clturner@stites.com
Telephone number: (859) 226-2300*