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Counsel to CapitalSource Bank

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

_____)	
In re)	Chapter 11
)	
PATRIOT COAL CORPORATION, <u>et al.</u> ,)	Case No. 12-12900 (SCC)
)	
Debtors.)	(Jointly Administered)
_____)	

**WITHDRAWAL OF OBJECTION OF CAPITALSOURCE BANK TO
DEBTORS’ NOTICE OF REJECTION OF CERTAIN
EXECUTORY CONTRACTS AND UNEXPIRED LEASES
AND THE ABANDONMENT OF EXPENDABLE PROPERTY**

CapitalSource Bank (“CapitalSource”), by and through its undersigned counsel,
hereby states as follows:

1 On September 12, 2012, CapitalSource filed its *Objection of
CapitalSource Bank to Debtors’ Notice of Rejection of Certain Executory Contracts and
Unexpired Leases and the Abandonment of Expendable Property* (the “**Objection**”)
[Docket No. 558].

2. CapitalSource hereby withdraws its Objection.

Dated: October 2, 2012
New York, New York

BROWN RUDNICK LLP

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