



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7292248
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)

8. Condition or Practice 8a. Written Notice (103g)

The #4 Continuous Miner, Joy S/N JM5581, used in the 1 Left Section was not in permissible condition for the following reasons: 1) The Matric Limited, Model TX3, Remote Control Transmitter, Approval No. 2G-4096-0, P/N 100112672, S/N 75209AF032E had holes in both tram lever dust boots on the side away from the user. This could allow dust to enter the switch body well and could prevent proper operation of the tramping functions of the continuous miner by preventing it from returning to the proper neutral position. 2) The shaft on the mushroom e-stop on the on-side was easily jammed, in that when engaged, it stayed engaged, until one pulls the mushroom switch back open. 3) The gland nut was not secured from loosening (seal wire was missing) (Part 18.37(c)) on the connection box enclosure, on top of the machine, for the packing gland where the trailing cable enters.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 002

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/  
Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section III—Termination Action

17. Action to Terminate The unit has been restored to permissible condition as seen on 03/02/2006.

18. Terminated A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section IV—Automated System Data

19. Type of Inspection (activity code) E16 20. Event Number 4134415 21. Primary or Mill

22. Signature [Signature] 23. AR Number [6]

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small businesses. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.

Mine Citation/Order  
Continuation

U.S. Department of Labor  
Mine Safety and Health Administration



Section I—Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input type="checkbox"/> <input checked="" type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 03/31/2006	3. Citation/ Order Number 7292248
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)

Section II—Justification for Action

Continuation of 8. Condition or Practice

4) The shaft on the mushroom e-stop on the off-side was easily jammed in that when engaged, it stayed engaged, until one pulls the mushroom switch back open.

See Continuation Form

Section III—Subsequent Action Taken

8. Extended To	A. Date Mo Da Yr	B. Time (24 Hr. Clock)	<input type="checkbox"/> C. Vacated	<input type="checkbox"/> D. Terminated	<input type="checkbox"/> E. Modified
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Section IV—Inspection Data

9. Type of Inspection E16	10. Event Number 4134415		
11. Signature [Signature] 6	AR Number [6]	12. Date Mo Da Yr 03/31/2006	13. Time (24 Hr. Clock) 1130



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7292249
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)

8. Condition or Practice 8a. Written Notice (103g)   
 The #13 Stanco Pump, Grindex Minex 170774, S/N 108512, Approval No. 2G-3764A-0, used in the 1 Left Section was not in permissible condition. The gland nuts were not secured from loosening (Part 18.37(c)) on the Mining Controls, Inc., X/P-1918-1, Controller Enclosure, on both cable entrances (trailing cable and pump cable). The cat-head was hanging on rib between entries 2&3 outby of where the pump is located.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 002

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The unit has been restored to permissible condition as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6		23. AR Number [ 6 ]

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7292250
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The #1 Damascus MAC8, non-permissible man-trip, near 1 Left Section, in the track entry was not maintained in safe condition. There was a hole in the top case of the battery nearest the connector (left side of machine). The hole was in the top case of the battery, near the cap of the cell near the positive terminal. This battery was identified as Trojan, while all others were identified as Napa 8114. The first six batteries, counting from the left side (near the connector) had acid spilled on the top of the cells. The battery voltage was developed using eight (8) six-volt batteries.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.1725(a)
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/  
Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section III—Termination Action

17. Action to Terminate The unit has been restored to safe operating condition as seen on 03/02/2006.

18. Terminated A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section IV—Automated System Data

19. Type of Inspection (activity code) E16 20. Event Number 4134415 21. Primary or Mill

22. Signature [Signature] 23. AR Number [6]

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Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7292251
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)

8. Condition or Practice 8a. Written Notice (103g)

The #1 Scoop, Fairchild International, Inc., 128 VDC Battery Scoop Tractor, S/N T339-324, used in the 1 Left Section area was not in permissible condition for the following reasons: 1) The off-operator side, front (bucket end) headlight was a Central States Industries, Model CI-50, Certification No. X/P-3612. This component was not listed as any of the available alternates for a headlight on the machine, under the documentation for Approval No. 2G-3599-2. 2) Neither packing was assembled correctly on the rear (battery end) off-operator side headlight, Ocenco X/P-3221-0. On both cable entrances, the cable jacket did not enter the stuffing box, and the conductor leads were visible where they entered the hose tube (Part 18.37(d)) .

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section III—Termination Action

17. Action to Terminate The unit has been restored to permissible condition as seen on 03/02/2006.

18. Terminated A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section IV—Automated System Data

19. Type of Inspection (activity code) E16 20. Event Number 4134415 21. Primary or Mill

22. Signature [Signature] 23. AR Number 6

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7292252
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791 (Contractor)	
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The #2 Battery located near the 1 Left Section 1 break outby spad 3736 was not in permissible condition for the following reasons: 1) On both of the battery receptacles, the insulation was mashed up and flaked, apparently due to heating. Mine personnel removed the negative connections at the battery posts so that the battery could not be operated until the battery receptacles could be replaced. 2) On the on-side battery cover, there was no means to secure the cover in a closed position (bolt was missing.) Part 7.44 (4) (e).

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:	A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input type="checkbox"/> Reasonably Likely <input checked="" type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
	B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input type="checkbox"/> Permanently Disabling <input checked="" type="checkbox"/> Fatal <input type="checkbox"/>				
	C. Significant and Substantial: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>			D. Number of Persons Affected: 001	

11. Negligence (check one)	A. None <input type="checkbox"/>	B. Low <input type="checkbox"/>	C. Moderate <input checked="" type="checkbox"/>	D. High <input type="checkbox"/>	E. Reckless Disregard <input type="checkbox"/>
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12. Type of Action 104(a)	13. Type of Issuance (check one)	Citation <input checked="" type="checkbox"/>	Order <input type="checkbox"/>	Safeguard <input type="checkbox"/>
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14. Initial Action	E. Citation/ Order Number			F. Dated Mo Da Yr
A. Citation <input type="checkbox"/>	B. Order <input type="checkbox"/>	C. Safeguard <input type="checkbox"/>	D. Written Notice <input type="checkbox"/>	

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The unit has been restored to permissible condition as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

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Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7292253
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		

8a. Written Notice (103g)

The #11 Battery located near the 1 Left Section adjacent to #4 Charger, located one break inby #1 Scoop was not in permissible condition. On both battery covers, there was no means to secure the cover in a closed position (No locking bars were installed across the covers, and the bolt tabs were broken or missing on the covers) Part 7.44 (4) (e).

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No

D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a)

13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice

E. Citation/  
Order Number

F. Dated  
Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The unit has been restored to permissible condition as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature [Signature]		23. AR Number [6]

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Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335221
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

A potentially dangerous condition was found on the #6 Eimco Railrunner in that:

1. The third point timer was not functional allowing the railrunner to move abruptly when trammed. It was also more likely to skid while braking; and
2. The outby motor on the railrunner was missing one inspection cover and another one was broken exposing bare electrical connections.

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.512	See Continuation Form (MSHA Form 7000-3a) <input type="checkbox"/>
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Section II—Inspector's Evaluation

10. Gravity:	A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input type="checkbox"/> Reasonably Likely <input checked="" type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>			
	B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>			
	C. Significant and Substantial: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		D. Number of Persons Affected: 001	
11. Negligence (check one)	A. None <input type="checkbox"/>	B. Low <input type="checkbox"/>	C. Moderate <input checked="" type="checkbox"/>	D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>
12. Type of Action	104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>	
14. Initial Action	A. Citation <input type="checkbox"/>	B. Order <input type="checkbox"/>	C. Safeguard <input type="checkbox"/>	D. Written Notice <input type="checkbox"/>
	E. Citation/ Order Number		F. Dated Mo Da Yr	
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The conditions have been corrected based on notes from [ 6 ] [ 6 ] dated 03/03/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or MII
22. Signature [ 6 ]		23. AR Number [ 6 ]

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Mine Citation/Order

U.S. Department of Labor  
 Mine Safety and Health Administration



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335222
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The #8 WVA Mining Equipment Co, railrunner has power wires that are not insulated adequately and not fully protected in that:

1. The inby battery (64 VDC) has a negative lead with two ruptured areas;
2. The outby, left side headlight has wiring that is not protected with conduit and;
3. The inby, right side headlight has wiring that is not protected with conduit.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.517
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 04/30/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate

18. Terminated	A. Date Mo Da Yr	B. Time (24 Hr. Clock)
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or M/M
22. Signature [Signature]		23. AR Number [6]

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Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335223
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 <span style="float: right;">(Contractor)</span>
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The #8 WVA Mining Equipment Co, railrunner has electrical circuits that are not protected against short-circuits or overloads. The main fuse has been removed from the circuit and the control power fuse has been by-passed with copper wires. This unit operates on 128 VDC.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.518
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 04/30/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate

18. Terminated	A. Date Mo Da Yr	B. Time (24 Hr. Clock)
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature [Signature]	23. AR Number [6]	

MSHA Form 7000-3, Mar 86 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 400 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335224
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The circuit breaker on the 2 Left section power center providing short circuit protection for the 2/0 AWG, 2 KV cable supplying 575 V, 3 phase power to the #1 Feeder exceeds the maximum allowable instantaneous setting. The device is set on 2250 A while the maximum allowable setting is 1500 A.

See Continuation Form (MSHA Form 7000-3e)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.601-1
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No

D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a)

13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice

E. Citation/Order Number

F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The device has been set to 1500 A as seen on 02/24/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or MII
22. Signature [Signature]	23. AR Number L-6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 408 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335225
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

Circuit breaker number 19 on 2 Left section power center is labeled at the breaker and receptacle as No. 17 Scoop Charger. However the breaker is providing 575 V, 3 phase power to the No. 10 Pump Slurry.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.904
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The breaker, coupler and receptacle have been labeled properly as seen on 02/24/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or MII
22. Signature 6	23. AR Number [ 6 ]	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335226
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The following electrical equipment used underground at this mine has not been examined on a weekly basis.

- The #4 Scoop was not inspected from 12/25/2005 up to day of the accident 01/02/2006.
- The #8 Jeep Charger was not inspected from 12/11/2005 up to day of the accident 01/02/2006.
- The #6 Belt Take-up was not inspected from 12/04/2005 up to day of the accident 01/02/2006.
- The Mini-Trac and its charger have been in use underground for about 3 to 4 weeks up to the day of the accident without a weekly inspection, according to the operator.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.512-2
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Section II—Inspector's Evaluation

10. Gravity:				
A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input type="checkbox"/> Reasonably Likely <input checked="" type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
C. Significant and Substantial: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>			D. Number of Persons Affected: 001	
11. Negligence (check one) A. None <input type="checkbox"/> B. Low <input type="checkbox"/> C. Moderate <input checked="" type="checkbox"/> D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>				
12. Type of Action 104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>			E. Citation/ Order Number	
F. Dated Mo Da Yr				
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The equipment has been examined and recorded as seen on 02/24/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature [Signature]		23. AR Number [6]

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335228
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)

8. Condition or Practice 8a. Written Notice (103g)

The written record of tests of all circuit breakers protecting low- and medium-voltage circuits serving three-phase alternating current equipment used in the mine is not complete. This record does not list any breaker that was tested but does list each power center.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.900-4
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 000

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The conditions have been corrected based on notes from [ 6 ] dated 03/07/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I--Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335229
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The automatic circuit-breaking device used to protect against overloads for the #1 Pressure Pump (575 VAC, 3 phase power, 20 HP, 19 Amps), located outby the 2 Left Power Center is not of the correct capacity. The device (FH50) corresponds to 21.8 Amps while the maximum allowable setting for this circuit is 19 Amps.

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.518	See Continuation Form (MSHA Form 7000-3a) <input type="checkbox"/>
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Section II--Inspector's Evaluation

10. Gravity:				
A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input checked="" type="checkbox"/> Reasonably Likely <input type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
C. Significant and Substantial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				D. Number of Persons Affected: 001
11. Negligence (check one) A. None <input type="checkbox"/> B. Low <input checked="" type="checkbox"/> C. Moderate <input type="checkbox"/> D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>				
12. Type of Action 104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>				E. Citation/ Order Number
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III--Termination Action

17. Action to Terminate The overload device has been changed and set properly as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV--Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 26	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.

Mine Citation/Order

U.S. Department of Labor  
Mine Safety and Health Administration



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335230
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The #2 Scoop (Model 35C-WH, Approval No. 2G-3599-2, Serial Number T339-327) used in this mine is not in permissible condition for the following reasons:  
 1) On the front right headlight enclosure, Ocenco Inc. Certification No. X/P-3221-0, the set screw installed to prevent the gland nut from loosening was not in a position to be effective, since the head of the gland nut was too far above the set screw (Part 18.37(c)).  
 2) The left front headlight was a Central States Industries, Model CI-50, Certification No. X/P-3612. This component is not listed as any of the available alternates to be used as a headlight on the machine, under the documentation for Approval No. 2G-3599-2.  
 3) On the cable plug for the right side battery connector, the hose conduit did not extend over the connector shell, resulting in about 2 inches of exposed cable jacket.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 04/30/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate

18. Terminated	A. Date Mo Da Yr	B. Time (24 Hr. Clock)
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature [Signature]		23. AR Number [6]

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.





Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335231
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The circuit breaker protecting the 58 HP pump used on the 2A Transformer was not tested or examined at least once each month.

The 2A Transformer has not been inspected from 11/20/2005 up to day of the accident 01/02/2006.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.900-3
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Section II—Inspector's Evaluation

10. Gravity:				
A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input checked="" type="checkbox"/> Reasonably Likely <input type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
C. Significant and Substantial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				D. Number of Persons Affected: 001
11. Negligence (check one) A. None <input type="checkbox"/> B. Low <input type="checkbox"/> C. Moderate <input checked="" type="checkbox"/> D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>				
12. Type of Action 104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>			E. Citation/ Order Number	F. Dated Mo Da Yr
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The circuit breaker used on the 2A transformer has been tested and examined as seen on 02/24/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6		23. AR Number 6

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small businesses. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335232
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 <span style="float: right;">(Contractor)</span>
8. Condition or Practice <span style="float: right;">Ba. Written Notice (103g) <input type="checkbox"/></span>		

The Motorola Model PR400 Portable two-way radios used in the 1 Left and 2 Left sections of this mine are not permissible electric face equipment. The PR400 is not MSHA-approved. It has been approved by FM Global (the former Factory Mutual) to their intrinsic safety standard. The FM approval is not valid for US mining purposes.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.504
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 003

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The conditions have been corrected based on notes from [ 6 ] [ 6 ], dated 03/14/2006. Safety meetings have been conducted to explain the non-permissibility of the radios to the mine

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature [ 6 ]		23. AR Number [ 6 ]

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.

Mine Citation/Order  
Continuation

U.S. Department of Labor  
Mine Safety and Health Administration



Section I—Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input type="checkbox"/> <input checked="" type="checkbox"/>	2. Dated (Original Issue) 03/31/2006	3. Citation/ Order Number 7335232
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)

Section II—Justification for Action

Continuation of 17. Action to Terminate  
workers.

See Continuation Form

Section III—Subsequent Action Taken

8. Extended To	A. Date Mo Da Yr	B. Time (24 Hr. Clock)	<input type="checkbox"/> C. Vacated	<input type="checkbox"/> D. Terminated	<input type="checkbox"/> E. Modified
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Section IV—Inspection Data

9. Type of Inspection E16	10. Event Number 4134415	
11. Signature [Signature] 6	12. Date Mo Da Yr 03/31/2006	13. Time (24 Hr. Clock) 1130



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335234
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791

8. Condition or Practice 8a. Written Notice (103g)

The Phillips Machine Service #5 Shuttle Car, (S/N 2008, Approval No. 2G-3936-0) used in the 2 Left Section of this mine, has not been maintained in permissible condition as approved. This car was originally approved as a 250 Volt dc powered shuttle car. A Field Modification was granted to Anker West Virginia Mining Company, Bay Beck Mine, to allow this unit to operate at 440 VAC. Several components, such as the overload relays, pump motor, and conveyor motor, affecting the permissibility of the machine were changed to permit the machine to operate at 575 VAC. However, no documentation to modify the approval of this unit has been found that would allow it to operate at 575 VAC. Also, the hose conduit is not terminated under a hose clamp for the on-side tram motor (Part 18.36).

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 003

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 04/30/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate

18. Terminated	A. Date Mo Da Yr	B. Time (24 Hr. Clock)
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6		23. AR Number 6

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335235
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 <span style="float: right;">(Contractor)</span>
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The Phillips Machine Service #6 Shuttle Car, (S/N 2007, Approval No. 2G-3936-0) used in the 2 Left Section of this mine, has not been maintained in permissible condition as approved. This car was originally approved as a 250 Volt dc powered shuttle car. Several components, such as the overload relays, pump motor, and conveyor motor, affecting the permissibility of the machine were changed to permit the machine to operate at 575 VAC. No documentation to modify the approval of this unit has been found that would allow it to operate at 575 VAC.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 003

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 04/30/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate

18. Terminated	A. Date Mo Da Yr	B. Time (24 Hr. Clock)
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number [ 6 ]	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data			
1. Date	Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335236
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE		7. Mine ID 46-08791	
8. Condition or Practice			8a. Written Notice (103g) <input type="checkbox"/>

The Joy Manufacturing Company #16 Shuttle Car, (S/N ET 10946, Approval No. 2G-2585A-5) used in the 1 Left Section of this mine, has not been maintained in permissible condition as approved. This car was originally approved with the older style speed control system using contactors and resistors. The machine was modified to use an SCR style tram package. No documentation to modify the approval of this unit has been found that would allow it to operate with a SCR style tram package.

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503	See Continuation Form (MSHA Form 7000-3a) <input type="checkbox"/>
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Section II—Inspector's Evaluation

10. Gravity:				
A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input checked="" type="checkbox"/> Reasonably Likely <input type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
C. Significant and Substantial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				D. Number of Persons Affected: 003
11. Negligence (check one) A. None <input type="checkbox"/> B. Low <input type="checkbox"/> C. Moderate <input checked="" type="checkbox"/> D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>				
12. Type of Action 104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>				E. Citation/ Order Number
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The conditions have been corrected based on notes from [6] [6], dated 03/07/2006 and documentation from [6] [6], dated 03/09/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number [6]	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 400 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335237
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The Joy Manufacturing Company #17 Shuttle Car, (S/N ET 15171, Approval No. 2G-3191A-1) used in the 1 Left Section of this mine, has not been maintained in permissible condition as approved. This car was originally approved with the older style speed control system using contactors and resistors. The machine was modified to use an SCR style tram package. No documentation to modify the approval of this unit has been found that would allow it to operate with a SCR style tram package.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 003

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The conditions have been corrected based on notes from [ 6 ], dated 03/07/2006 and documentation from [ 6 ], dated 03/09/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature [ 6 ]		23. AR Number [ 6 ]

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 400 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I--Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335238
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The Joy Manufacturing Company #18 Shuttle Car, (S/N ET 15663, Approval No. 2G-3191A-1) used in the 1 Left Section of this mine, has not been maintained in permissible condition as approved. This car was originally approved with the older style speed control system using contactors and resistors. The machine was modified to use an SCR style tram package. No documentation to modify the approval of this unit has been found that would allow it to operate with a SCR style tram package.

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503	See Continuation Form (MSHA Form 7000-3a) <input type="checkbox"/>
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Section II--Inspector's Evaluation

10. Gravity:				
A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input checked="" type="checkbox"/> Reasonably Likely <input type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
C. Significant and Substantial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			D. Number of Persons Affected: 003	
11. Negligence (check one) A. None <input type="checkbox"/> B. Low <input type="checkbox"/> C. Moderate <input checked="" type="checkbox"/> D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>				
12. Type of Action 104(a)		13. Type of issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>			E. Citation/ Order Number	
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III--Termination Action

17. Action to Terminate		
The conditions have been corrected based on notes from [ 6 ] dated 03/07/2006 and documentation from [ 6 ] dated 03/09/2006.		
18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130

Section IV--Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number [ 6 ]	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 400 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.





Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335239
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		

8a. Written Notice (103g)

The device used to provide short circuit protection for the #2/0 SHD-GC, 2KV trailing cable supplying (995 VAC, 3 phase) power to the #4 Miner, connected to the 1 Left Section Power Center, is set too high. The maximum instantaneous setting for this cable is 1500 A while the device is set on 2063 A.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.601-1
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Section II—Inspector's Evaluation

10. Gravity:				
A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input checked="" type="checkbox"/> Reasonably Likely <input type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
C. Significant and Substantial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				D. Number of Persons Affected: 001
11. Negligence (check one) A. None <input type="checkbox"/> B. Low <input checked="" type="checkbox"/> C. Moderate <input type="checkbox"/> D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>				
12. Type of Action 104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>				E. Citation/ Order Number
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The device is set on 1500 A as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6		23. AR Number 6

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 400 3rd Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335240
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791

8. Condition or Practice (Contractor)  
8a. Written Notice (103g)

The #2, 4/c, type W, 2KV power cable used to supply (600 VAC, three phase) power to the #17 Shuttle Car operated in the 1 Left Section is not fully protected or adequately insulated. The outer jacket is ruptured approximately 40 inches from the connector, there was a damaged area (a nick) approximately 1/4 to 1/2 inches into the trailing cable jacket and conductor insulation, exposing 2 conductors. This is a 4 conductor cable (3 phase conductors and 1 ground conductor). At least 1 of the conductors with damaged insulation is a current carrying conductor.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.517
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No

D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section III—Termination Action

17. Action to Terminate The cable has been repaired as seen on 03/02/2006.

18. Terminated A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section IV—Automated System Data

19. Type of Inspection (activity code) E16 20. Event Number 4134415 21. Primary or Mill

22. Signature [Signature] 23. AR Number [ 6 ]

MSHA Form 7000-3, Mar 86 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335321
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	

8. Condition or Practice 8a. Written Notice (103g)

The coupler connecting the #18 Shuttle Car to the 1 Left Section Power Center was not maintained in safe operating condition. The coupler was loose where it connected to the power center, due to a loose latching plate. Several times during the inspection, it was noted that the connector housing would easily disconnect from the receptacle if the circuit's cable was handled. This was a 600 VAC circuit.

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.512	See Continuation Form (MSHA Form 7000-3a) <input type="checkbox"/>
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section III—Termination Action

17. Action to Terminate The coupler has been repaired as seen on 03/02/2006.

18. Terminated A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section IV—Automated System Data

19. Type of Inspection (activity code) E16 20. Event Number 4134415 21. Primary or Mill

22. Signature [Signature] 23. AR Number 6

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small businesses. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I--Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335322
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791
8. Condition or Practice		(Contractor) 8a. Written Notice (103g) <input type="checkbox"/>

The metallic casing of the cable couplers used to connect the #18 Shuttle Car and #4 Roof Bolter to the 1 Left Section Power Center (600 VAC, 3 phase power) used in the mine were not effectively grounded. The ground strap from the coupler to the power center was loose at the point of attachment at the power center.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.701
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Section II--Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/  
Order Number F. Dated Mo Da Yr

15. Area or Equipment

18. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III--Termination Action

17. Action to Terminate The couplers have been effectively grounded as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV--Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or MII
22. Signature G	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small businesses. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335323
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

No circuit identification was found on the coupler housing (cat-head) for the #4 Roof Bolter. The coupler was connected to the 1 Left Section Power Center (600 VAC, 3 phase power).

See Continuation Form (MSHA Form 7000-3e)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.904
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No

D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a)

13. Type of issuance (check one) Citation  Order  Safeguard

14. Initial Action

A. Citation  B. Order  C. Safeguard  D. Written Notice

E. Citation/Order Number

F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due

A. Date Mo Da Yr  
03/31/2006

B. Time (24 Hr. Clock) 1130

Section III—Termination Action

17. Action to Terminate The coupler has been labeled as seen on 03/02/2006.

18. Terminated

A. Date Mo Da Yr  
03/31/2006

B. Time (24 Hr. Clock) 1130

Section IV—Automated System Data

19. Type of Inspection (activity code) E16

20. Event Number 4134415

21. Primary or MII

22. Signature *G*

23. AR Number *G*

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 400 3rd Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335324
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice 8a. Written Notice (103g) <input type="checkbox"/>		

On a 120 volt cord to the overhead light at the 1 Left Power Center, the cord jacket near the plug was open and therefore did not fully protect the exposed insulated conductors. The plug was connected into the 120 volt GFCI receptacle.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.517
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/  
Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The cord has been repaired as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 400 3rd Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335325
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The device used to provide short circuit protection for the #2/0 SHD-GC, 2KV trailing cable supplying (995 VAC, 3 phase) power to the #5 Miner connected to the 1 Left Section Power Center was set too high. The maximum instantaneous setting for this cable is 1500 A. The device is set on 2438 A.

See Continuation Form (MSHA Form 7000-3e)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.601-1
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Section II—Inspector's Evaluation

10. Gravity:				
A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input checked="" type="checkbox"/> Reasonably Likely <input type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
C. Significant and Substantial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				D. Number of Persons Affected: 001
11. Negligence (check one) A. None <input type="checkbox"/> B. Low <input checked="" type="checkbox"/> C. Moderate <input type="checkbox"/> D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>				
12. Type of Action 104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>				E. Citation/ Order Number
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The device has been set to 1500 A as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335326
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791 (Contractor)	

8. Condition or Practice 8a. Written Notice (103g)

The device used to provide short circuit protection for the #2/0 SHD-GC, 2KV trailing cable supplying (600 VAC, 3 phase) power to the #2 Feeder connected to the 1 Left Section Power Center was set too high. The maximum instantaneous setting for this cable was 1500 A. The device was set on 1688 A.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.601-1
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The device has been set to 1500 A as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.





Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335327
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The device used to provide short circuit protection for the #6 AWG, 2KV trailing cable supplying (600 VAC, 3 phase) power to the #1 pressure pump connected to the 1 Left Section Power Center was set too high. The maximum instantaneous setting for this cable was 300 A. The device was set on 350 A.

9. Violation	A. Health Safety <input type="checkbox"/> Other <input checked="" type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.601-1	See Continuation Form (MSHA Form 7000-3a) <input type="checkbox"/>
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The device has been set to 300 A as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335328
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	
8. Condition or Practice		(Contractor) 8a. Written Notice (103g) <input type="checkbox"/>

The #3 Shuttle Car, Joy, S/N ET16527, located on the 2 left section was not in permissible condition. The hose conduit was not terminated under a hose clamp for the on-side tram motor (Part 18.36).

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:	A. Injury or illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input checked="" type="checkbox"/> Reasonably Likely <input type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
	B. Injury or illness could reasonably be expected to be: No Lost Workdays <input checked="" type="checkbox"/> Lost Workdays Or Restricted Duty <input type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
	C. Significant and Substantial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			D. Number of Persons Affected: 001	
11. Negligence (check one)	A. None <input type="checkbox"/>	B. Low <input checked="" type="checkbox"/>	C. Moderate <input type="checkbox"/>	D. High <input type="checkbox"/>	E. Reckless Disregard <input type="checkbox"/>
12. Type of Action	104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action	A. Citation <input type="checkbox"/>	B. Order <input type="checkbox"/>	C. Safeguard <input type="checkbox"/>	D. Written Notice <input type="checkbox"/>	E. Citation/ Order Number
	F. Dated Mo Da Yr				
15. Area or Equipment					

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The car has been restored to permissible condition as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335329
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791
8. Condition or Practice The #1 Feeder, S/N 13717, Stamler Model BF-14A-37-103C (non-permissible) used in the 2 Left Section was not maintained in safe operating condition. The circuit breaker handle on the outside of the control box was not connected internally to the circuit breaker inside the compartment. Also, the pull cord/e-stop switch on mouth of conveyor was jammed. The pull cord was tied to the electric eye; the cord was not wrapped on the pulley properly on the switch.		

8a. Written Notice (103g)  (Contractor)

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.512
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The #1 Feeder has been restored to safe operating condition.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number [ 6 ]	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335330
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791

(Contractor)

8. Condition or Practice 8a. Written Notice (103g)

The #2 Feeder, S/N 13781, Stamler Model BF-14A-37-103C (non-permissible) used in the 1 Left Section was not maintained in safe operating condition. The circuit breaker handle on the outside of the control box was not connected internally to the circuit breaker inside the compartment. Also, the pull cord/e-stop switch on mouth of conveyor was not functional. The switch body on top of the controller enclosure was not positioned correctly to be functional.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.512
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 001

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

18. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The #2 Feeder has been restored to safe operating condition.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6		23. AR Number [ 6 ]

MSHA Form 7000-3, Mar 86 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 400 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335331
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 <span style="float: right;">(Contractor)</span>

8. Condition or Practice 8a. Written Notice (103g)

The #1 Continuous Miner, Joy S/N JM5530, used in the 2 Left Section was not in permissible condition for the following reasons: 1) There was a chip and a crack on the fire suppression battery enclosure, in the 3/4" diameter circular window located in the cover of this certified enclosure. 2) The tri-plane style headlight enclosure (manufactured by Ocenco, S/N 81690), located on top of the scrubber, was damaged. A bolt protruding through the lens retainer had broken a chip out of the lens. 3) The shaft on the mushroom e-stop on the off-side was easily jammed, in that when engaged, it stays engaged; until one pulls the mushroom switch back open (X/P-4104-0). Also, this enclosure housing was loose from the frame, and must be attached more securely. 4) A tri-plane style headlight enclosure (X/P-3190-0, manufactured by Ocenco, S/N 81254), on the off-side, inby the scrubber, had

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 003

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>	E. Citation/ Order Number	F. Dated Mo Da Yr
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15. Area or Equipment

16. Termination Due A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The unit has been restored to permissible condition as seen on 03/02/2006.

18. Terminated A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.

Mine Citation/Order  
Continuation

U.S. Department of Labor  
Mine Safety and Health Administration



Section I—Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input type="checkbox"/> <input checked="" type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 03/31/2006	3. Citation/ Order Number 7335331
4. Served To Dick Wilfong, Maintenance Superintendent	5. Operator WOLF RUN MINING COMPANY	
6. Mine SAGO MINE	7. Mine ID 46-08791	(Contractor)

Section II—Justification for Action

Continuation of 8. Condition or Practice

a plug entry which was not tack-welded (Part 18.29(c)). 5) And an Ocenco headlight, Model HE-50, X/P-3221-0, S/N 61418) on the off-side, inby the scrubber, had a plug entry which was not tack-welded (Part 18.29(c)).

See Continuation Form

Section III—Subsequent Action Taken

8. Extended To	A. Date Mo Da Yr	B. Time (24 Hr. Clock)	<input type="checkbox"/> C. Vacated	<input type="checkbox"/> D. Terminated	<input type="checkbox"/> E. Modified
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Section IV—Inspection Data

9. Type of Inspection E16	10. Event Number 4134415		
11. Signature [Signature]	AR Number 6	12. Date Mo Da Yr 03/31/2006	13. Time (24 Hr. Clock) 1130



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335332
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

The #3 Roof Bolter, Fletcher S/N 82105/2004320, used in the 2 Left Section was not in permissible condition for the following reasons. 1) SMC Electrical Products, Inc., Light Switch Enclosure X/P-1683-2, located in the operator's cab, gland nut was not secured from loosening (seal wire was broken) (Part 18.37(c)). 2) The tri-plane style headlight enclosure (manufactured by Ocenco, X/P-3190-0), located on top of the machine in the front and middle location was damaged and a lens retainer was missing. 3) And the start switch, X/P-1685-2, located at the off-cab side operator's station, the button was very difficult to push. A dust cover was missing.

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 002

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/  
Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section III—Termination Action

17. Action to Terminate The unit has been restored to permissible condition as seen on 03/02/2006.

18. Terminated	A. Date Mo Da Yr 03/31/2006	B. Time (24 Hr. Clock) 1130
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Section IV—Automated System Data

19. Type of Inspection (activity code) E16	20. Event Number 4134415	21. Primary or Mill
22. Signature 6	23. AR Number 6	

MSHA Form 7000-3, Mar 85 (revised) In accordance with the provisions of the Small Business Regulatory Enforcement Fairness Act of 1996, the Small Business Administration has established a National Small Business and Agriculture Regulatory Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. The Ombudsman annually evaluates enforcement activities and rates each agency's responsiveness to small business. If you wish to comment on the enforcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 3rd Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.



Section I—Violation Data

1. Date Mo Da Yr 03/31/2006	2. Time (24 Hr. Clock) 1130	3. Citation/ Order Number 7335333
4. Served To Dick Wilfong, Maintenance Superintendent		5. Operator WOLF RUN MINING COMPANY
6. Mine SAGO MINE		7. Mine ID 46-08791 (Contractor)

8. Condition or Practice 8a. Written Notice (103g)

The #10 Slurry Pump used in the 2 Left Section one break in by the section loading point near Spad 4279 was not in permissible condition for the following reasons: 1) On the Mining Controls, Inc., X/P-1918-10, Controller Enclosure, S/N 2761, on both cable entrances (trailing cable and pump cable), the gland nut was not secured from loosening (Part 18.37(c)). 2) And both of these 2 packing glands were not properly packed, in that less than 1/8" clearance existed between stuffing box and nut (Part 18.37(b)).

See Continuation Form (MSHA Form 7000-3a)

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.503
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Section II—Inspector's Evaluation

10. Gravity:

A. Injury or illness (has) (is): No Likelihood  Unlikely  Reasonably Likely  Highly Likely  Occurred

B. Injury or illness could reasonably be expected to be: No Lost Workdays  Lost Workdays Or Restricted Duty  Permanently Disabling  Fatal

C. Significant and Substantial: Yes  No  D. Number of Persons Affected: 002

11. Negligence (check one) A. None  B. Low  C. Moderate  D. High  E. Reckless Disregard

12. Type of Action 104(a) 13. Type of Issuance (check one) Citation  Order  Safeguard

14. Initial Action A. Citation  B. Order  C. Safeguard  D. Written Notice  E. Citation/Order Number F. Dated Mo Da Yr

15. Area or Equipment

16. Termination Due A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section III—Termination Action

17. Action to Terminate The unit has been restored to permissible condition as seen on 03/02/2006. The unit has been renamed to #24 Pump.

18. Terminated A. Date Mo Da Yr 03/31/2006 B. Time (24 Hr. Clock) 1130

Section IV—Automated System Data

19. Type of Inspection (activity code) E16 20. Event Number 4134415 21. Primary or Mill

22. Signature 6 23. AR Number 6

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