



Fatality #6 - March 2, 2004

Falling/Sliding/Rolling Material - Surface - WV

Brooks Run Mining Company LLC - Brooks Run Processing Plant No. 1

COAL MINE FATALITY - On Tuesday, March 2, 2004, a 50-year old maintenance foreman with 31 years of mining experience was fatally injured when a coal stockpile collapsed as he directed work to prepare for the replacement of an underground feeder. A dozer removed coal stockpiled above the feeder, creating 58-foot high coal banks on both sides of the exposed feeder chute opening. The victim then stood near the chute and directed a front-end loader to maneuver a steel plate over the opening so that the feeder could be accessed from below. Immediately after the plate was placed over the feeder, the right coal bank partially collapsed. The victim was knocked down and covered with approximately three feet of coal.



Best Practices

- Evaluate each step in the work process for potential hazards before starting work.
- Train employees in established safe work procedures, then ensure that they are complied with.
- Position employees to prevent them from being exposed to hazards.
- Examine work areas during the shift for hazards that may be created as a result of the work being performed.
- Always remember: Any unconsolidated material sloped above its natural angle of repose is, by definition, UNSTABLE and potentially DANGEROUS.

This is the sixth fatality reported in calendar year 2004 in the coal mining industry. As of this date in 2003, there were seven fatalities reported in coal mining. This is the first fatality classified as Sliding Material in 2004. There were no Sliding Material fatalities at this time in 2003.

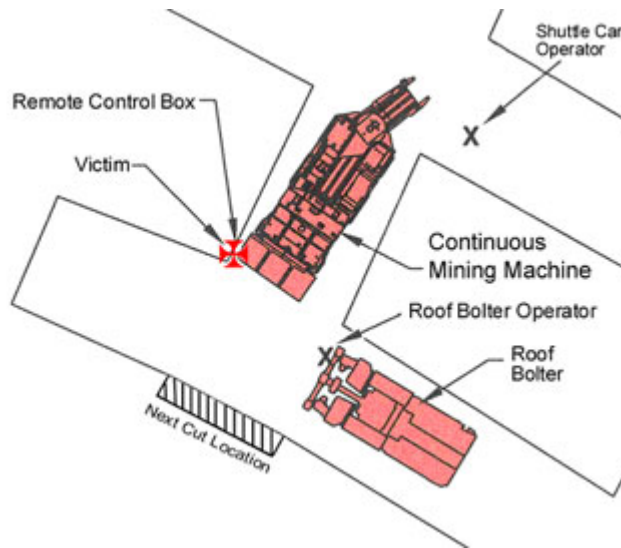


Fatality #7 – April 3, 2004

Machinery - Underground - WV

Brooks Run Mining Company LLC - Mercer Deep Mine

COAL MINE FATALITY - On Saturday, April 3, 2004, at approximately 11:40 p.m., a 47-year old continuous mining machine operator was fatally injured when he was crushed between the machine cutting head and the coal rib. The victim was apparently positioning the machine while standing near the front looking back toward the boom. The machine was going to be used to mine the No. 2 to 1 crosscut straight from the No. 3 to 2 crosscut.



Best Practices

- Develop a Standard Operating Procedure (SOP) for tramming remote-controlled continuous mining machines.
- Train the production crew in the SOP and ensure that it is followed.
- Tram mining machine from a safe location to avoid pinch points.
- Ensure everyone is outside the machine turning radius before starting or moving the equipment.

This is the 7th fatality reported in calendar year 2004 in the coal mining industry. As of the accident date in 2003, there were 9 fatalities reported in the coal mining industry. This is the 3rd fatality classified as Machinery in 2004. At this time in 2003, there were no fatalities classified as Machinery.