



Section I--Violation Data

1. Date Mo Da Yr 07/24/2008	2. Time (24 Hr. Clock) 1200	3. Citation/ Order Number 7697008
4. Served To Gary Peacock, Superintendent	5. Operator GENWAL RESOURCES INC and UEI	
6. Mine CRANDALL CANYON MINE	7. Mine ID 42-01715 (Contractor)	
8. Condition or Practice		8a. Written Notice (103g) <input type="checkbox"/>

During pillar recovery of the Main West South Barrier section from July 15, 2007, until August 6, 2007, the mining of bottom coal exposed persons to hazards caused by faulty pillar recovery methods.

GRI mined up to five feet of additional bottom coal from the barrier and the pillars. This resulted in pillars with heights up to 13 feet, as opposed to the original 8 foot high pillars. This compromised the stability of the pillars. These pillar dimensions were not compatible with effective control of coal or rock bursts.

On August 6, 2007, a sudden and violent failure of the overstressed coal pillars occurred, instantaneously releasing large amounts of accumulated

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 75.203(a)
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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 type="checkbox"/>	Highly Likely <input type="checkbox"/>	Occurred <input checked="" 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 type="checkbox"/>	Fatal <input checked="" type="checkbox"/>	
C. Significant and Substantial:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	D. Number of Persons Affected: 006		
11. Negligence (check one)	A. None <input type="checkbox"/>	B. Low <input type="checkbox"/>	C. Moderate <input type="checkbox"/>	D. High <input checked="" type="checkbox"/>	E. Reckless Disregard <input type="checkbox"/>
12. Type of Action	104(d)(2)		13. Type of Issuance (check one) Citation <input type="checkbox"/> Order <input checked="" type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action	A. Citation <input type="checkbox"/>	B. Order <input checked="" type="checkbox"/>	C. Safeguard <input type="checkbox"/>	D. Written Notice <input type="checkbox"/>	E. Citation/ Order Number 7286500
F. Dated		Mo Da Yr		12/29/2006	
15. Area or Equipment N/A					

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

17. Action to Terminate The mine has been abandoned.

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) E06	20. Event Number 4476435	21. Primary or Mill
22. Signature Signature		23. AR Number 23305 / 23809

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--Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input type="checkbox"/> <input checked="" type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 07/24/2008	3. Citation/Order Number 7697008
4. Served To Gary Peacock, Superintendent	5. Operator GENWAL RESOURCES INC and UEI	
6. Mine CRANDALL CANYON MINE	7. Mine ID 42-01715 (Contractor)	

Section II--Justification for Action

Continuation of 8. Condition or Practice

energy that exposed miners on the Main West South Barrier working section to hazards related to the coal burst. This constitutes an unwarrantable failure to comply with a mandatory standard.

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 E06	10. Event Number 4476435		
11. Signature [Redacted]	AR Number 23305	12. Date Mo Da Yr 07/24/2008	13. Time (24 Hr. Clock) 1200

Signature

23809