GENERAL INFORMATION COVER SHEET

Inspection Code: E01  Event No: 6286108
Company Name: Performance Coal Co
Mine Name: Apple Big Branch
Mine I.D. Number: 46-05486
Date of Mine File Review: 1/10
D Status: Citation/Order No: 3092692  Date: 3/17/09
Dates of Inspection: 1/17/09 - 1/21/09
Pre-Inspection Conference Date: 1/17/09
Company Representative(s): Terry Moore
Miners Representative(s): Earnest Hager
Miners Representative(s) Not Available
Post-Inspection Conference Date: 3/17/10
Company Representative(s): Gary May, Dana Teeters, Wayne Pitzer, Rick Nicolau
Miners Representative(s): N/A

DAILY COVER SHEET

Date: 1/17/09  Event No: 6286108
Arrived at the Mine: 0540  Departed from the Mine: ___
List Records Books Checked: Pay Sheet No. 1
Accompanied By: Company Representative
Terry Moore  Mine Foreman
Miners Representative: Not Available

AREAS OF INSPECTION ACTIVITY:
No. 1 Section  Imminent Danger
Row
Section Brief
Dust Parameters
SCSA's
Primary Escapeway to Lowerable Spur
Return to Overcast and Longwall
Brief
Mantrip Observation

Inspector's Initials: [Redacted]
Supervisor's Initials: [Redacted]

MSHA Form 7000-10K, June 93 (revised)

Date 1/1/00

1. No. Safety Meeting with No. 1 Section and entry Men (24) on Vent, Fan & Roof Control Plan.

2. Mantrip Conversation (2:30)

Arrive on Section

3. Made Imminent Danger, Run Across Faces.

Inspector's Initials __________

Supervisor's Initials and Date __________ Page No. 3

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date 1/1/00

1. No. 1 Entry (N100) D115 present 0.2% (H2S) 20.8% O2

2. No. 2 Entry (N100) D115 present 0.25% (H2S) 20.8% O2

3. L08 2x5 Crosscut

21,413 cam +10% (H2S) 20.8% O2

4. No. 3 Entry (N100) D115 present 1% (H2S) 20.8% O2

Travel No. 1 Section BOLT 1 2/5 29324 (1600 ft) Entry. Belt was 160%, Making Belt Move.

Inspector's Initials __________

Supervisor's Initials and Date __________ Page No. 4

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date 1/1/00

1. Check Pressure Pump (22:00)

2. Did Thermosense Checks on 61 CM (2:00)

3. Gas sampling 80 psi

4. Thermosense - OK

5. Did Parameter Checks on LT Control (2:00)

6. 0% S108 70% mg

7. 0% S108 10% mg

8. Dust System (OK)

Inspector's Initials __________

Supervisor's Initials and Date __________ Page No. 5

*U.S. GPO: 2009-541-759
Date 1/7/11

00 Parametric Checks
Et Cm (ave)
48 Springs (6 psig)
Sensab. Clean

00 Parametric Checks
Et Cm
of. Sds 13 wg
die. Sds 14 wg
Best System (OK)

Travel to Rescue Chamber
Check Rescue Chamber (ave)

Found Citation at
Rescue Chamber / Intake
Split

Inspector's Initials [redacted]
Supervisor's Initials [redacted]
[Page No. 6]

Date 1/7/11

5400m 808/739 75.376(4%i)

The Operative is not
Following the Ventilation
Plan as Approved By the
District Manager on No. 1
Section (MMH 024-0). The
Air flow is not in the
Section as shown on the
Approach Map. The Intake
Air Split for No. 1 Section
which is used as the
Primary Escape Way., with
Lifeline the Miners Air to
Use to Escape in Fresh
Air in Emergency Situations.
The Air Flow was Observed
With the Air Flow
Going Awry.

Inspector's Initials [redacted]
Supervisor's Initials [redacted]
[Page No. 7]

Date 1/7/11

In case of an Emergency
The Man on this Section
Would Not Have Fresh Air
In Primary Escapeway

This Intake Split is From
the Rescue Chamber or
1 Section 55 #2120 to
Primary Escapeway or the
Clenwell

When Questioned Terry Moore
Minis Goodman said he knew
of Condition and that He Asked
1st Sgt. Nager - Superintendent
About it and
He was told not to
Worry About it

Inspector's Initials [redacted]
Supervisor's Initials [redacted]
[Page No. 8]

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date: 11/16/93

I asked Mr. Moore how long this has existed, he said since he took Mr. Ferguson's job, about 3 weeks ago.

Inspector's Initials: [Redacted]
Supervisor's Initials and Date: 1/15/94

*U.S. GPO: 2009-541-759
After discussing situation with Mr. and Mr. Moore, the operator has shown a reckless disregard of care to the miners on this section and caused many men that use this escapeway. Miners' names on section:

Operator directed respirators to air flow back as shown on approved map.

Terminate order at 1230pm.

Took air readings:
- Name: (split) 9300cc
- Backflow power course: 32,983 cc
- 10b = 13,493 cc

Travel back to section when air was correct.

Check LESR cach (H) LESKI (OK)
Check Communications (H)
Escapeway map (H)
First Aid Equip. (H)

Travel return for section to overlap on longwall belt (H)
From Citation: 1308. Section has transferable return.
Date 11/10

Check Air with Smoke Tube to Confine Air Flow from Return was going to Longwall Face, in Pressure on Mr. Moore, Chief, Solaris Director for Cases 0.10% CH4 20.82% O2

Mr. Moore made phone call and informed us that Superintendent knew what problem was and to give him a few minutes and he would fix it.

While preparing to take Bottle Samples and Air Reading Air Flow

Inspector's Initials ____________
Supervisor's Initials and Date ____________ Page No. 15

Inspector's Initials ____________
Supervisor's Initials and Date ____________ Page No. 16

Management should have known due to fact of Statement Superintendent knew what problem was and they immediately fixed.

Was told by Mr. Moore that some doors needed to shut toward 2 section

Has existed for at least 2 months, since problem on 1 Section

*U.S. GPO: 2009-541-759*
MSHA Form 7000-10K, June 93 (revised)

Date: 1/7/10

I advise operator has shown High Negligence due to fact of management knowing unsafe problem is and firing immediately.

Team at 1315

A Door on 2 Section was closed and Air Return to Dipsion as on Approved Map.

Inspector's Initials

Supervisor's Initials and Date

Page No. 15

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date: 1/7/10

Return to Surface

Refused Mine Map (400)

Refused Weekly Book and Spoke with Examiner and He said Air was hot38c that yesterday and

Head Air Inspection

Conference with Tinney Moore

Terminate Citation on Electrical Book - 1515

Camera wasn't let me terminate.

Inspector's Initials

Supervisor's Initials and Date

Page No. 19

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date: 1/7/10

10 people exposes to Hazard (Man on Longwall).

1st Accident occurred. It will result in fatal injuries from CH4 being sent to longwall face.

It is Personally likely to occur. This mine is on 10 day Spot. Any coal from 1 Section will be sent to face of longwall.

Inspector's Initials

Supervisor's Initials and Date

Page No. 20

*U.S. GPO: 2009-541-759
Date 11/7/10

Mr. Blanchard came to my office and wanted to go over Kansas City.

Informed him that he needed to talk to the foreman and mix about doors being opened and closed. He was going to affect his ventilation of the mine.

Discussed with Mr. Blanchard how I was writing citations.

Inspectors Initials Page No. 21

Supervisors Initials and Date

Date 11/7/05

Type Out Citations

Hand Daily Log Out

Mr. Magir was not present at time of pass inspection team. While speaking to Mr. Blanchard, Mr. Magir informed me that on the best air citation #8 had not had time to get to what he thought was the problem when Mr. Moom called back and said air flow was right.

Inspectors Initials Page No. 22

Supervisors Initials and Date

Date 11/7/10

Discussed Citations and Root Cause with Expert and Terry

Return to Mr. Magir

Inspectors Initials

Supervisors Initials and Date

*U.S. GPO: 2009-541-759
DAILY COVER SHEET

Date 1-7-10  
Event No. 6286108

Arrived at the Mine 0530  
Departed from the Mine  

List Records Books Checked  
Pre-shift for #4 unit  

Accompanied By:  
Company Representative  
Company Name  
Miners Representative  

AREAS OF INSPECTION ACTIVITY:

Mine is producing  
Safety Meeting with  

Shift Leader  
Inspection Conference  

Left side  
Right side  

Below Exit  8.5 HP  

Right side  continued  

*U.S. GPO: 2009-541-759
CITATION/ORDER #: 8090249
Time: 0645
Location: Shop
Violation: 1403
The SANDER on the cutting offside in wins inoperative when tripped. Sand would not come out of the reservoir.

No. of Persons Exposed: 10

*GPO U.S. GOVERNMENT PRINTING OFFICE: 2009–540–493*
Who knew the violation existed?
- Should have been found during the prep check.

How long has the violation existed?
- Probably froze overnight.

If an accident should occur because of this type violation, how serious would it be?
- Lost work days due to bruising from a wreck.

What is the likelihood that this type accident will occur at this mine?
- Unlikely. The problem was on the outby end. Ore side would stop the machine.

Inspector's Initials

Supervisor's Initials and Date

Page No. 6

---

Date: 6-7-10

The benefit of doubt. I explained to him that I would be writing what I saw.

Checking weekly book for 4 section return. This return was made on Wednesday, Jan 6.

Travelled on #15, mt. 100 to BK 18 cut through at Double Doors, walked Left Return 2 1306 Left Side #2 16:15

Immediate Return
A 6.5 x 17.5
V 109
O 12399

Bottle #E8925

Inspector's Initials

Supervisor's Initials and Date

Page No. 8

---

Date: 6-7-08

Held Pre-inspection conference with Gary May and Mr. Conn. Spoke of accidents, inspection of Belts. Extension vs. B orders. Mr. May informed that he felt the mine is now heading in the right direction with safety and citations.

Mr. May feels as though MSHA personnel comes here expecting the worst and not giving them...
Date: 1-7-09

**CITATION/ORDER #:** 8090250

**Time:** 0840

**Location:** 81 Entry access 24306

**Violation:** No fire extinguisher was provided for at the permissible pump located accuses and opened at 24306.

**No of persons Exposed:** 1

**Inspector's Initials:** [Redacted]

**Supervisor's Initials and Date:** [Redacted] Page No. 9

*U.S. GPO: 2009-541-759*
Date: 1-7-10

CITATION/ORDER #: 8090251

Time: 09:10

Location: Lifeline off of 3 Unit

Violation: Sec. 3078(d)(7)vi

The lifeline coming off of 3 unit does not have two securely attached cones indicating a branch line.

No. of Persons Exposed: 10

Inspector's Initials: [Redacted]

Supervisor's Initials: [Redacted]  Page No. 12

Inspector's Initials: [Redacted]

Supervisor's Initials: [Redacted]  Page No. 13

Supervisor's Initials: [Redacted]  Page No. 14

*U.S. GPO: 2009-541-759
Who knew the violation existed?
The Foreman on the Midnight Shift.

How long has the violation existed?
1 week.

If an accident should occur because of this type violation, how serious would it be?
Lost work days on restricted duty. Due to smoke inhalation.

What is the likelihood that this type accident will occur at this mine?
Unlikely. It was the first Cache off of the section and there was a wire running to the Cache.

Inspector's Initials:

Supervisor's Initials and Date: Page No. 15

*U.S. GPO: 2009-541-759

Travel through the #2 Portal and report to the surface. South Portal
T.L. Bottle # E8914
A= 20 x 9 #1 Return
V= 222
Q= 39960

# 2 Track Entry

Bottle # E8906
A= 8 x 17: 136
V= 100
Q= 13600

# 3 Track Entry

Bottle # E8915
A= 5 x 16: 80
V= 116
Q= 9280

Inspector's Initials:

Supervisor's Initials and Date: Page No. 16

*U.S. GPO: 2009-541-759

# 3 Track Entry

Bottle # E5532
A= 22 x 8 = 176
V= 100
Q= 17600

North Portal

# 3 Entry T.L. Return

Bottle # E8915
A= 5 x 16: 80
V= 116
Q= 9280

Inspector's Initials:

Supervisor's Initials and Date: Page No. 17

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 1-7-10

#2 Return Portal
Track E8933

15 x 6 = 90
V: 193
Q: 18,650

#1 Return Portal
Bottle #8916
A: 12 x 6 = 72
V: 255
Q: 126,720

Walking Left Rt.
outside to the
mash of #4 unit.

Inspector's Initials: [Redacted]

Supervisor's Initials and Date: [Redacted]

Page No. 18

Inspector's Initials: [Redacted]

Supervisor's Initials and Date: [Redacted]

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MSHA Form 7000-10K, June 93 (revised)

Date 1-7-10

4 Unit Return Split
and joints air off
main seal

A: 19.5 x 6 = 117
V: 183
Q: 21,411

5 Tavor Pump 44-058
5 x 1344-12
3 hp 6.4

Travel where air
spits for old 4 Panel
Checked Doors. Terminated
Citation 1150

Inspector's Initials: [Redacted]

Supervisor's Initials and Date: [Redacted]

Page No. 20

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date 1-7-10

Going to check EP
611 for directional
flow

EP-11
115 kP
Terminated at 12:00

4 Unit Splitter
29921 - 209 NVO

4 Unit one head
Transformer 18062500-557
103
NVD

Inspector's Initials: [Redacted]

Supervisor's Initials and Date: [Redacted]

Page No. 20

*U.S. GPO: 2009-541-759
DAILY COVER SHEET

Date 1/1/10

Event No. 62846108

Arrived at the Mine 1045
Departed from the Mine 1605

List Records Books Checked

Supervisor

Accompanied By: Company Representative

Miners Representative

AREAS OF INSPECTION ACTIVITY:

Surfaces Areas

Escapeway Maps

Pitamps

No. 12 Jeep

Beehives / Passages

No. 9 Jeep

No. 3 Jeep

Spoke with Harlin We

Walls 1-32 seals on Tuesday

and 33 thru 70 on Thursday

Drove to Mt. Hope.

Inspector's Initials

Supervisor's Initials and Date

Page No. 2
Check Bathhouse on
B人民服务 (no)

Check Mine Office (no)

Check Highwall (no)

Check Passshift Book (no)

Check Weekly Book (no)

Check Barnatown Fan Book (no)

Date 1/1/10

Inspector's Initials

Supervisor's Initials and Date

Page No. 3

*U.S. GPO: 2009-541-759

Check Electrical Books
for No. 1 and No. 2
Sections (no)

Check Boy Outside
A& 5k 8 79 11:00-2:00

Check No. 1 Charger
Enforcer 6k 8H0651 (no)

Check D-Box @ Charging
House (no)

Check No. 2 Charger
Enforcer 6k 8H39454 and
8H39452 (no)

Date 1/1/10

Inspector's Initials

Supervisor's Initials and Date

Page No. 4

*U.S. GPO: 2009-541-759

Check No. 3 Spur Enforcer
He Can't Find (no)

Check No. 12 Jeep (no)

(6) S5R'S (ok)

Check Emergency Wind
Citation

Check Some Records and
Passiness (no)

Check No. 3 Jeep (no)

Check No. 9 Jeep (no)

Date 1/1/10

Inspector's Initials

Supervisor's Initials and Date

Page No. 5

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 11/1/10

The escapeway map located on the surface was not correct. The actual escapeway as it is designated on the map is not shown on the map. The No. 1 section (100.4) and No. 2 section (200.4) are located on the map. The escapeway map shows an alternate escapeway to the no. 2 section. The escapeway map shows the No. 1 section at the main office. There was no evidence of the escapeway being correct.

Management should have known that the map of the underground is not correct. The escapeway map was revised for 1 week prior to the accident. 25 people were exposed to the effects of the accident. The No. 1 section was not correct.

Inspector's Initials [redacted] Page No. 6

Supervisor's Initials and Date [redacted]

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 1-11-10

DAILY COVER SHEET

Date 1-11-10 Event No. 6286108

Arrived at the Mine 0900 Departed from the Mine 1714

List Records Books Checked Pre-shift 4 Unit Belt Book

Accompanied By: Company Representative Gary

Miners Representative "IA"

AREAS OF INSPECTION ACTIVITY:

Producing

3 Unit #1 Head

#1 South Belt

BK 23 to the quash out silo to surface pit

of 3 Company

515 Sequence 1 South Belt

Arrived at the mine at 0900. Saw Gary. May I discuss our travel plans. Scott I think I will be going to #3 section Belt Head and then going to #4 unit.

Checked pre-shift for:

#4 unit 15680 008 4 Belt Book: 008 R 155 61

Watch in #1 Entry

H2 Monitor s in #1 Feed results:

10:30 Citation # 8060252

1714 6

Inspector's Initials 

Supervisor's Initials and Date 

Page No.

Inspector's Initials 

Supervisor's Initials and Date 

Page No.

*U.S. GPO: 2009-541-759


U.S. GPO: 2009-541-759
Date: 1-11-10

CITATION/ORDER #: 9090252

Time: 0930

Location: #2 Mantrip

Violation: No tether provided for additional SCAR3 located on #2 Mantrip.

Who knew the violation existed?

How long has the violation existed?

If an accident should occur because of this type violation, how serious would it be?

Lost workdays or restricted duty due to smoke inhalation

What is the likelihood that this type accident will occur at this mine?

Unlikely - Persons or the Mantrip will be in the secondary escapeway and have a safe line.

No. of Persons Exposed: 13

Inspector's Initials: [redacted]

Supervisor's Initials: [redacted]

*U.S. GPO: 2009-541-759
Who knew the violation existed?
- The fireboss could have possibly have known.

How long has the violation existed?
- Less than a shift.

If an accident should occur because of this type violation, how serious would it be?
- Last weekdays from smoke inhalation.

What is the likelihood that this type accident will occur at this mine?
- Reasonably likely due to the roller turning causing friction and drying.

No. of Persons Exposed: 2
- Two people were downwind.
Who knew the violation existed?
The Fire boss should have known by the cuts in the structure

How long has the violation existed?
At least two months

If an accident should occur because of this type violation, how serious would it be?
Permanently disabling. Heavy smoke from the Belt

What is the likelihood that this type accident will occur at this mine? Why?
Highly likely. Smoke was seen coming off of the belt and there was combustible material piled up

No. of Persons Exposed:
Two people downwind

Date: 11/11/10
CITATION/ORDER #: 800254
Time: 11:25
Location: #1 South Belt
Violation:
The belt was not aligned to prevent the belt from rubbing the structure. There was a place that the structure was cut up to 3 inches in depth. The Fire boss (Drury) told me he witnessed smoke.

Inspector’s Initials: [Redacted]
Supervisor’s Initials and Date: [Redacted]/11/10
Page No. 9

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 1-11-10

CITATION/ORDER #: 8090255

Time: 11:50

Location: 1st South Belt Bk 5

Violation: 1731(b)

A cinder block used to hold belt structure up was being rubbed and has cut a groove in it 2" in depth. There is eight inches of nylon and float dust present.

Another cinder block with a similar situation exists 60' in by.

Citation #: 8090255

No. of Persons Exposed: 2

U.S. GPO: 2009-541-759
CITATION/ORDER #: 8090256

Date: 1-11-10

#205 75.1731(a)

Time: 12:05

Location: #1 South Belt

Violation: #205 Out By Break #5

#205 Out By Break #5

A bottom roller was running in combustible material, a cross bar was rubbing the belt and a second bottom roller just out by was stuck due to the structure being down for a distance of 30" on the belt. The roller being foreign to the bottom. The belt had rubbed a least a 1/4" groove in the roller.

Gary Mey the superintendent stated that the other Fireboss saw this Saturday, and that they had checked sequence of slip.

No. of Persons Exposed: 2

Inspector's Initials ____________ Page No. 15

Supervisor's Initials and Date ____________ Page No. 16

*U.S. GPO: 2009-541-759
Who knew the violation existed?
The Fireboss did not know.
He reported it also because he
saw the belt.
How long has the violation existed?
At least a week. A six-inch
groove worn into a roller.

If an accident should occur because of this
 violation, how serious would it be?


Restriction—duty: smoke
inhalation.

What is the likelihood that this type of
accident will occur at this mine?
Why?
Reasonably likely due to the roller running in combustible
material. The belt rubbing the
stack roller with in a small area.

Supervisor's Initials: [redacted]
Inspector's Initials: [redacted] 1/19/2010
Supervisor's Initials and Date: [redacted] Page No. 17

Date: 1-11-10

Found this condition on Saturday 2 that the
section crew came down and worked on it.

Route walked the #1
South Belt from the
punchout to 3 unit
section head. I
terminated D(2) order
# 8090256

Route to the surface
wrote out terminations
of citations D(2) order. We
had to come back
to the office to
finish the order due.

Supervisor's Initials: [redacted]
Inspector's Initials: [redacted] 1/19/2010
Supervisor's Initials and Date: [redacted] Page No. 18

Date: 1-11-10

Battery failure.
Gave the citation D(2) order to Mr. May.
I explained that he
would be receiving a
D(2) order tomorrow.
Mr. May had no
questions.
Drove to Mt. Hope.

Supervisor's Initials: [redacted]
Inspector's Initials: [redacted] 1/19/2010
Supervisor's Initials and Date: [redacted] Page No. 19

*U.S. GPO: 2009-541-759
DAILY COVER SHEET

Date 1-12-10
Event No. 6286108
Arrived at the Mine 0600 Departed from the Mine
List Records Books Checked

Accompanied By: Company Representative Harley Taylor
Miners Representative

AREAS OF INSPECTION ACTIVITY:

Meeting with Gary May
Wayne Persinger

East Main

Seals 1-5

Inspector's Initials [REDACTED]
Supervisor's Initials and Date [REDACTED]

MSHA Form 7000-10K, June 93 (revised)
Date 1-12-10

Arrived at the mine at 0600. Delivered one order to Gary May.
Scott Vivakko & I were present with Gary May and Wayne Persinger.
Gary May voiced his opposition with the word agreement in the order. He also
called his two fire bosses from yesterday in on the conversation yesterday.
When asked they said that the company found the condition of the stand
Saturday when we were at the time which was B.K. 4. Now they are

Inspector’s Initials [REDACTED]
Page No. 1

Supervisor’s Initials and Date [REDACTED]

*U.S. GPO: 2009-541-759

Page No. 1

*U.S. GPO: 2009-541-759
Date 1-12-10

#2 Return Entry Belt
Bottle # 60105
A 315
V 468
Q 147420

#3 Entry
E 8904
A 108
V 112 + 25 = 137
Q 14796

#1 Return Portal
4 Unit Return
Bottle # E8913
A 85
V 916
Q 77860

Total = 257,356
SET 1
Seal #1 thru 9
A 110
V 1462
Q 50,820
Out by Air Reading
Pumped #5 Ch 12 0 2.52

Set #2 10-12
Pumped 10 Ch 42 03 4.8
A = 5.5 x 15 = 82.5
V 131
Q 19,057

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 1-12-10

Set 3 - 13 thru 20
Pumped City O O^2 19.6

A 5.25 x 12 = 63
V = 5.40
Q 34020

Set 4 out by

A 150
V 393
Q 58950

Pumped 21
City O O^2 19.3

Inspector's Initials __________

Supervisor's Initials and Date __________ Page No. 7

MSHA Form 7000-10K, June 93 (revised)

Date 1-12-10

Mouth of East
Return 30 Break

Area 130
V = 141
Q = 18330

30 BK Mouth of North Return

#5 Set 26 thru 32

A = 110
V = 209
Q = 22990

Pumped 26
City O O^2 19.6

Inspector's Initials __________

Supervisor's Initials and Date __________ Page No. 8

MSHA Form 7000-10K, June 93 (revised)

Date 1-12-10

#32 Set 4 Pump
Flyg+ 016 0009

31 Month of North Return

A = 95
V = 635
Q = 50705

30 Month of North Return

A = 108
V = 532
Q = 56916

Walked left return to the surface

Inspector's Initials __________

Supervisor's Initials and Date __________ Page No. 9

*U.S. GPO: 2009-541-759
Date: 1-12-10

[Redacted]

To 3 unit -2  checked the lifeline citation # 8090251 is terminated

Wrote out termination

Back to Mt. Hope

Date: 1-13-10

Event No.: 6286808

Arrived at the Mine 7:45 Departed from the Mine

List Records Books Checked: Preshift and Weekly Exam

Accompanied By: Company Representative

Gary May

Miners Representative: NA

AREAS OF INSPECTION ACTIVITY:

Discussion with the mine Superintendent Gary May and President Wayne Bosley

Mine is producing

Date: 1-13-09

Arrived at the mine at 7:45 with [Redacted] to Gary May

Had a discussion about 8[2] citation #1156

When asked Gary May stated that he was the person who told the section crew to go to work on the belt. He also stated that he went to the area to help. This was approx 12:00 hr 9:14

Mr. May stated that the belt was down until 1030 Mr. May also stated that he walked the belt up.

11/8 Page No. 1

*U.S. GPO: 2009-541-759
Back during this time period, Mr. Wayne Persinger was also present at this conversation. Mr. Persinger was vice president of Gary May Construction.

We discussed with Gary May our plans to travel old 4 return area to terminate. It is # 1 and to travel the perimeter of this area.

Ride # 9 mantrip nude to one north fuel.

Got into the return with Gary May and into the old left return panels of north gob side.

Return

MP - 10
A = 18
V = 224
Q = 180

DPP # 10

20 x 6 = 120
V = 84
Q = 10080

The water is down.

DPP - # 6
A = 6
V = 94
Q = 114
V = 55
Q = 17160

The water is down.
Date: 1-13-10

**Air Exiting**

Return

**AT** = 17 x 5 = 85

**V** = 2.61

**Q** = 22195

**Return Overcast at #1 North Belt**

---

**CITATION/ORDER #:** 9090257

**Time:** 1300

**Location:** #1 Belt Drive (4 unit)

**Violation:**

A Bolt was missing from a lid on a Belt Transformer

**Serial #:** 10362-500-597

**Citation #:** 9090257

---

**No. of Persons Exposed:** 01

---

**MSHA Form 7000-10K, June 93 (revised)**

**Date:** 1-13-10

**Inspector's Initials**: [Redacted]

**Supervisor's Initials and Date**: [Redacted] Page No. 8

---

**MSHA Form 7000-10K, June 93 (revised)**

**Date:** 1-13-10

**Inspector's Initials**: [Redacted]

**Supervisor's Initials and Date**: [Redacted] Page No. 9

---

**MSHA Form 7000-10K, June 93 (revised)**

**Date:** 1-13-10

**Inspector's Initials**: [Redacted]

**Supervisor's Initials and Date**: [Redacted] Page No. 10

---
Who knew the violation existed?
The weekly Electrical examiner

How long has the violation existed?
At least one month or longer. There is rust present while the thread block was installed.

If an accident should occur because of this type violation, how serious would it be?

Permanently disabling due to electrical shock.

What is the likelihood that this type of accident will occur at this mine?

Why?

Unlikely. High voltage and there were three out of four belts present.

Inspector's Initials: [Redacted]
Supervisor's Initials and Date: [Redacted] Page No. 11

Rode to the surface

Wrote one citation and one termination

Delivered to Gary May. Discussed root cause. No.

Gary had no questions.

Drive to Mt. Hope.

DAILY COVER SHEET

Date: 11/14/10 Event No.: 6286108

Arrived at the Mine: 07:45 Departed from the Mine: 16:00

List Records Books Checked: Pay Sheet 2, 3, 5

Sections: [Redacted]

Accompanied By: Company Representative
Gary May - Supervisor

Miners Representative: [Redacted]

AREAS OF INSPECTION ACTIVITY:

Terminator Connectors
5072761 - Wash on Track
66kw Motor Mains
8096903 - Danger Signs - Magazine

Inspector's Initials: [Redacted]
Supervisor's Initials and Date: [Redacted] Page No. 12

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date: 1/14/10

Police

Meet with Corey May
Supervisor's and
Inform him of tracks

Inform him I

Wanted to terminate

Outstanding Citations

Check at Shift No.
No.8 and No.4 Section

Check at Shift No.2 Section

Inspectors' Initials: [redacted]

Supervisor's Initials and Date: [redacted] Page No. 2

MSHA Form 7000-10K, June 93 (revised)

Date: 1/14/10

Citations

No. 8072761 Water on rail. Water has been
removed from top of rail and is still
being pumped, 0920 AM

Back to the Cut
Cut No. 3 Moron (ao)
Cut No. 4 Moron (ao)
Arrived on surface

Type out Citation and
Termination

Inspectors' Initials: [redacted]

Supervisor's Initials and Date: [redacted] Page No. 3

MSHA Form 7000-10K, June 93 (revised)

Date: 1/14/10

Terminate Citation

No. 8072761 Water on rail. Water has been
removed from top of rail and is still
being pumped, 0920 AM

Back to the Cut
Cut No. 3 Moron (ao)
Cut No. 4 Moron (ao)
Arrived on surface

Type out Citation and
Termination

Inspectors' Initials: [redacted]

Supervisor's Initials and Date: [redacted] Page No. 4
MSHA Form 7000-10K, June 93 (revised)

Date 11/4/10

Leaves Mine and
Returns to Mr. Hope Office

Arrived at the Mine 0915
Departed from the Mine __

List Records Books Checked: The Shift No. 1 Book

Accompanied By: Company Representative
Wayne Fingerson, Branch Engineer

Miners Representative: N/A

AREAS OF INSPECTION ACTIVITY:

Check Pre Shift No. 1 (Adv)

Check Belt Book (Adv)
Elis (4) Taill N/C, Belt N/Dist
Elis (5) Belt N/Dist

North (4) N/Dist

North (5) N/Dist

North (6) View no: Taill N/Dist

Inspector’s Initials ____________________________

Supervisor’s Initials and Date 12/10 Page No. 5

*U.S. GPO: 2009-541-759
Date 11/19/10

Wayne Pease
Mine Manager

Bryan Connors
Safety

Decision to Walk Move

Get with Wayne and Bryan.

Tunnel Ellis No. 4
Portal to 5 Head (NUO)

Check No. 4 Trash Pump
BVM. No. 41199 (NUO)

Examining No. 5 Main (Ellis)

Breeze (NUO) Discharge
Fire Fighting Equip (NUO)
Starter Box (NUO)
Thinnerouston (NUO)
Takes Up Unit (NUO)
No. 5 Mining Reaches

Take up - 1 Citation

The Accumulations are
when Measured up to
20" deep, 4 feet wide
and exist for 10 ft
from Drive House to
Stationary House.

The Examiner should
have Known of Condition

Inspector's Initials 2/11

Supervisor's Initials and Date 2/11 Page No. 3

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 11/19/10

Title: St. No. 5

HEAD TO TAIL - 3 CITATIONS

First Imp. 09/01/07 (1st)

In accordance with 19 CO. 21, each Drifts and are not in contact with Drift are

50 feet Exposure. Accumulations are Inclined and are not in contact with Bit on Bosus.

Inspector's Initials

Supervisor's Initials and Date

Page }
11/10

Inspector's Initials: [Redacted]
Supervisor's Initials and Date: [Redacted] Page No. 10

At Two Locations Along
the No. 5 Belt Belt, 23 to 24 Barac, and 28 to 29
Belt, there is Damaged
Rollers in the Belt Line.
23 to 24, Belt, 1 Top
28 to 29, Belt, 1 Top,
Roller is Damaged.
Suspenseous Elbows
Running Loose at Both Locations
and Belt would not
Touch Damaged Rollers.

Examiner Should Have
Know [Redacted]

11/10

Inspector's Initials: [Redacted]
Supervisor's Initials and Date: [Redacted] Page No. 11

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 11/9/10

The Shafts No. 5 Belt
Has Accumulations of
Loose Wet Coal and
Comal Fins along
walkway Side of Belt
Line.

When Measured the
Accumulation was
100' in Length, up to
4 feet in Width, and
up to 6 inches Deep

Examiner should have
Known of Condition

Inspector's Initials

Supervisor's Initials and Date

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date 11/9/10

Has Sustained from
Shafts Operator has
Been pumping Water from
Area

5 Reasons Supposed to
Hazards, Motor Crew, Belt
Men, Fireboss

If Accident occurred
it would result in
Permanent Disability
injuries from Fire or
Smoke Inhalation

Inspector's Initials

Supervisor's Initials and Date

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date 11/9/10

It is unlikely to
 Occur There is standing
 Water in this Area.
 Water is Running to
 A pump located in this
 Area

Inspector's Initials

Supervisor's Initials and Date

*U.S. GPO: 2009-541-759
Date 1/19/10

Inspector's Initials [Redacted] 11/19 Page No. 15

Supervisor's Initials [Redacted] Page No. 15

MSHA Form 7000-10K, June 93 (revised)

Date 1/19/10

Travel 4 North
Best Head to Tail
34 to 35 Break
-1 Station

1850 8087777 75.607(c) 2

The Ribs along the
4 North Best one,
Between 34 and 35 Break
On the Walkway Sides of
The Best Where Persons
Was Required To Work on
Travel and Not Supported
or Otherwise Controlled
To Protect Persons from
Hazards Related To
Falls of Ribs.

A Rib Located Between
34 and 35 Break Is
11 Ft Long With Visible
Gap and Measured 5", It Is
7 Ft High in Area. 5 Ft
Gale, 2 Ft Rock.

Inspector's Initials [Redacted] 12/16 Page No. 16

Supervisor's Initials [Redacted] Page No. 16

MSHA Form 7000-10K, June 93 (revised)

Date 1/19/10

Travel 4 North
Best Head to Tail
34 to 35 Break
-1 Station

1850 8087777 75.607(c) 2

The Ribs along the
4 North Best one,
Between 34 and 35 Break
On the Walkway Sides of
The Best Where Persons
Was Required To Work on
Travel and Not Supported
or Otherwise Controlled
To Protect Persons from
Hazards Related To
Falls of Ribs.

A Rib Located Between
34 and 35 Break Is
11 Ft Long With Visible
Gap and Measured 5", It Is
7 Ft High in Area. 5 Ft
Gale, 2 Ft Rock.

Inspector's Initials [Redacted] 12/16 Page No. 16

Supervisor's Initials [Redacted] Page No. 16

*U.S. GPO: 2009-541-759
Date: 1/19/10

Rig that is equipped with 9 in. thick, This
Distance between Rig and Belt line is 6 ft.

Examiner should have known of condition

Has Safety Fan 1

Dust & Rock Dust is
in Gap of Rig

No people exposed

/If accident occurred a
hazard result of
person being brushed

Inspector's Initials: __________

Supervisor's Initials and Date: __________ Page No. 18

*U.S. GPO: 2009-541-759

Date: 1/19/10

It is reasonably likely
to occur. Gap is at
5 inches. Distance is
6 ft from Rig to
Belt. If Rig falls it
will crush person against
Belt line

Check Fan at Pump and
D-Box @ 54 Box
74 North Belt (Novo)
Finish Tunnel Belt to
Tail (Novo)
Check Tunnel Duster
Check Pump @ 40 Box (Novo)

Return to Surface

Teammate Citation: "
Scraped Map
1400. Map matches Scraped
Underground

Inspector's Initials: __________

Supervisor's Initials and Date: __________ Page No. 19

*U.S. GPO: 2009-541-759

Date: 1/19/10

*U.S. GPO: 2009-541-759
Date 1/20/10

Arrived at Upper Big Branch - South Portal

Met with Wayne Bargemek, Mine Manager and informed him of today's inspections

Follow Chris [redacted] and [redacted] was at Midl Site.

Two ways I needed to go to area or Longwall to terminate Citation and wanted to Travel to Bangar
town fan.

Production

Inspector's Initials [redacted]

Supervisor's Initials [redacted] Page No. 2

*U.S. GPO: 2009-541-759
Date 1/26/10

Mr. Farsinger got on phone to call up Site, Station #1 at 1:45. He said he knew where it was and he would take us.

Left South Portal and drove to South Portal

Check Box Shift No. 2
Section (No)

Check Weekly Book (No)

Inspector's Initials    

Supervisor's Initials and Date       Page No. 3

Date 1/26/10

Area to be Inspected was Station on 1/26/10.

#1 176,400
#2 158,600
#3 126,245
SP *3 T6-1 - 197,789
SP *4 T6-1 - 182,530
SP *5 T6-1 - 35,570

Check Box Book (No)

Travel Track to 2
Section Switch (No)

Got in Return @ Southcast
Area 1:2 Sections

Inspector's Initials    

Supervisor's Initials and Date       Page No. 4

Date 1/26/10

Walk Return from overcast @ Mouth of 2 Section to Benchyard

Turn off previous Line Survey

Area is shone down at on Wet

Tack Air Readings

Bole Samples

Walk back out way to T6-1 EP's for longwall

Tack Air Readings at 3 EP's

Travel Return back down to #1 Dike but in other

Squirt and Travel it to neutrals down

Inspector's Initials    

Supervisor's Initials and Date       Page No. 5

*U.S. GPO: 2009-541-759
Date: 1/20/10

**Section Switch**

**Travel to Mouth of Headers 22 to Terminate Citation.**

*U.S. GPO: 2009-541-759*

---

**Travel to #4 Nornot 35' Bk. Team 2 1815**

**Travels were set to Support Rib in Area**

---

**Travel to 29 Bk on Ellis S Belt. Team 2 1547. Accumulations have been cleaned up. Area lockedup.**

---

**Team 2 1547. Roller have been replaced at both locations.**

---

**Type out Terminations.**

**Return to Mr. Hops Office.**

---

**MSHA Form 7000-10K, June 93 (revised)**
### AIR READINGS

**Location**: Banday Town Fan

<table>
<thead>
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<th>Date</th>
<th>Width</th>
<th>Bottle Sample No.</th>
<th>CH4 Detected</th>
<th>Mean Entry</th>
<th>Quantity</th>
<th>Airs</th>
<th>Width</th>
<th>Bottle Sample No.</th>
<th>CH4 Detected</th>
<th>Mean Entry</th>
<th>Quantity</th>
<th>Location</th>
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<tbody>
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<td>.25%</td>
<td>2.25</td>
<td>125,268</td>
<td>0%</td>
<td>2.0</td>
<td>0.5</td>
<td>.25%</td>
<td>2.25</td>
<td>125,268</td>
<td>0%</td>
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<td>125,268</td>
<td>0%</td>
</tr>
</tbody>
</table>

**Inspector's Initials**: [Redacted]

**Supervisor's Initials and Date**: [Redacted]
DAILY COVER SHEET

Date 1-20-10          Event No. 6286108

Arrived at the Mine 0600
Departed from the Mine __ __
List Records Books Checked Weekly Exams
Arrived at the Mine 0600. Had a
discussion with Wayne
Carson & Rick Foster.
Arrived at the mine
at 0600. Had a
Discussion with Wayne
Parsinger & Rick Foster.
We had a discussion about
outstanding citations
and traveling the main
intake to 3 unit.
(Primary 2 escapeway)

I rode with Rick
Foster (Mine Foreman) to
the powder & cap storage
area. The signs have
been replaced.

Citation # 8096963 0835
terminated.

List Records Books
Checked Weekly Exams
Departed from the Mine __ __
Arrived at the Mine 0600. Had a
discussion with Wayne
Parsinger & Rick Foster.
Arrived at the mine
at 0600. Had a
Discussion with Wayne
Parsinger & Rick Foster.
We had a discussion about
outstanding citations
and traveling the main
intake to 3 unit.
(Primary 2 escapeway)

I rode with Rick
Foster (Mine Foreman) to
the powder & cap storage
area. The signs have
been replaced.

Citation # 8096963 0835
terminated.

List Records Books
Checked Weekly Exams
Departed from the Mine __ __
Arrived at the Mine 0600. Had a
discussion with Wayne
Parsinger & Rick Foster.
Arrived at the mine
at 0600. Had a
Discussion with Wayne
Parsinger & Rick Foster.
We had a discussion about
outstanding citations
and traveling the main
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(Primary 2 escapeway)

I rode with Rick
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the powder & cap storage
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been replaced.

Citation # 8096963 0835
terminated.

List Records Books
Checked Weekly Exams
Departed from the Mine __ __
Arrived at the Mine 0600. Had a
discussion with Wayne
Parsinger & Rick Foster.
Arrived at the mine
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We had a discussion about
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Checked Weekly Exams
Departed from the Mine __ __
Arrived at the Mine 0600. Had a
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Parsinger & Rick Foster.
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We had a discussion about
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and traveling the main
intake to 3 unit.
(Primary 2 escapeway)

I rode with Rick
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the powder & cap storage
area. The signs have
been replaced.

Citation # 8096963 0835
terminated.
<table>
<thead>
<tr>
<th>Supervisor's Initials and Date</th>
<th>No. 4</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date</td>
<td>1-20-2010</td>
</tr>
<tr>
<td>#2 SC</td>
<td>ET16084</td>
</tr>
<tr>
<td>Serial #</td>
<td>ET17016</td>
</tr>
</tbody>
</table>

- Cable Box 1
  - 228466 228464
  - 238845 238744
  - 238867 228439
  - 238864 238359
  - 238319 238881
  - 238595 238878
  - 238839 228419
  - 238879 228420
  - 238796 228495

- Cable Box 2
  - A: 20 x 6 = 120
  - U: 968
  - C: 116160

- 3 Unit Split Bk 3
  - A: 20 x 7 = 140
  - U: 726
  - C: 101640

- 4 Unit Split Bk 4

Inspector's Initials: [Redacted]

Supervisor's Initials and Date: [Redacted] Page No. 4

*U.S. GPO: 2009-541-759
Who knew the violation existed?
The person in charge of
cable maintenance, The radi-o-
electrician

How long has the violation existed?
Probably one shift. The
cable was not wet inside yet

If an accident should occur because of this
type violation, how serious would it be?
Fatal. The area is very wet
and electricity could result.

What is the likelihood that this type
accident will occur at this mine?

Reasonably likely if
normal mining were to continue
due to the wetness of
the section.

Inspector's Initials  
Supervisor's Initials and Date: 12/10
Page No: 8

U.S. GPO: 2009-541-759
CITATION/ORDER #: 8090259

Date: 1-20-2010

Who knew the violation existed?
The weekly examiner should have seen this.

How long has the violation existed?
More than a week.

If an accident should occur because of this type violation, how serious would it be?
Lost workdays due to burns from D.C. Power.

What is the likelihood that this type accident will occur at this mine?
Unlikely - There was no damage to the Battery leads, no exposed wires.

No. of Persons Exposed: 1

Inspector's Initials: [redacted]
Supervisor's Initials: [redacted]

* U.S. GPO: 2009-541-759

Date: 1-20-2010

Who knew the violation existed?

How long has the violation existed?

If an accident should occur because of this type violation, how serious would it be?

What is the likelihood that this type accident will occur at this mine?

Unlikely - There was no damage to the Battery leads, no exposed wires.

No. of Persons Exposed: 1

Inspector's Initials: [redacted]
Supervisor's Initials: [redacted]

* U.S. GPO: 2009-541-759

Date: 1-20-2010

Who knew the violation existed?

How long has the violation existed?

If an accident should occur because of this type violation, how serious would it be?

What is the likelihood that this type accident will occur at this mine?

Unlikely - There was no damage to the Battery leads, no exposed wires.

No. of Persons Exposed: 1

Inspector's Initials: [redacted]
Supervisor's Initials: [redacted]

* U.S. GPO: 2009-541-759
Date: 1-20-2010

CITATION/ORDER #: 8090260

Time: 1:30

Location: #3 Unit Section Belt

Violation: 75.100-2 (b)

The fire hose outlet spacing was over 300 feet at the second fire valve out by the tailpiece. The valve was spaced at 440 feet.

Who knew the violation existed?
The people whom installed the previous shift.

How long has the violation existed?
8 Hrs.

If an accident should occur because of this type violation, how serious would it be?
Lost work days due to smoke inhalation by not being able to find a fire valve.

What is the likelihood that this type accident will occur at this mine?
Unlikely. There is 500 feet of fire fighting equipment at the tailpiece of a fire is unlikely in this area.

No. of Persons Exposed: 2

A person was out by

Inspector's Initials:

Supervisor's Initials and Date:

*U.S. GPO: 2009-541-759
Who knew the violation existed?
The Belt examiner should see this condition.

How long has the violation existed?
More than one shift.

If an accident should occur because of this type violation, how serious would it be?

If lost workdays with smoke inhalation.

What is the likelihood that this type accident will occur at this mine?

Unlikely. There was no heat at these areas at this time.

No. of Persons Exposed: 2 people

Working out by

Inspector's Initials ____________________
Supervisor's Initials and Date 2/10/03 Page No. 16

*U.S. GPO: 2009-541-759
**MSHA Form 7000-10K, June 93 (revised)**

**DAILY COVER SHEET**

**Date:** 1-21-2010  
**Event No.:** 6286108

**Arrived at the Mine:** 6:45  
**Departed from the Mine:** __

**List Records Books Checked:** Belt & Section

**Preshift**

**Accompanied By:** Company Representative  
**Miners Representative:** ____________

**AREAS OF INSPECTION ACTIVITY:**

- **Train 11 Mantrip NUO**
- **15cm Drive**
- **Silo Stacker Belt**
- **Silo Stacker Belt Drive**
- **Elevator at the Silo (Come up & down)**

**Inspector's Initials:**  
**Supervisor's Initials and Date:**

---

**MSHA Form 7000-10K, June 93 (revised)**

**Date:** 1-21-10

**Arrived on mine property at 6:45.**

**I had a discussion with Rick Foster about testifies.**

**It will be traveling to submit to check on two citations.**

**I am getting T.L.**

**US Return Entry  North Portal**

**Belt # G 0107**

- **A: 528 x 16 = 84**
- **V: 1695**
- **Q: 142 380**
- **CH 4: 0.4  O2: 20.5**

**Inspector's Initials:**  
**Supervisor's Initials and Date:**

---

*U.S. GOVERNMENT PRINTING OFFICE: 2009-540-493*
MSHA Form 7000-10K, June 93 (revised)

Date: 1-21-10

D-Box (Pump) outside 5 Portal N.W.
Return Entry
Serial # 21986-215

AEE

AEE Power Box N.W.
For the D-Box
Serial # 18192-802

North Portal Fan
Central Room N.W.

High well North Portal
High well South Portal
Supply Yard

Walking the intake
Spd 24281 Two
Cutter 10 5cs R Per.

Checked #2 Scoop
Plug & conduit ok.
Terminate citation-#090259
10:05

A Fire valve was
Installed in the
Water line along
#3 Unit Section Belt
Terminate citation-#3490260 10:15

Fairchild #1 Scoop
F 337-196 2-08.
The section is muddy, the
Scoop is being washed N.W.
#3/SC-ET 1741

Rt Return Spd #
24382 start.

18 BK Return Pump
Flg ht Gap
Ser. 063005
17 BK Inter Gap

Inspector's Initials
Supervisor's Initials and Date
Page No. 3

*U.S. GPO: 2009-541-759
Date 1-21-10

Walked back under ground get with Drury and Rick.
Rode to the surface or 7-11 maintrip NOO.
Wrote out and delivered to terminations to Rick Foster.

Drive to Mt. Hope.

Walk return came out at East Mains, Check mc Room at #1 South Head. Checked stacker belt at the silo NOO.
Checked stacker belt drive at the silo and Rails the elevator up and down NOO.

Page No. 7

*U.S. GPO: 2009-541-759
DAILY COVER SHEET

Date: 1-25-10  Event No.: 69610

Arrived at the Mine: D75
Departed from the Mine: __

List Records Books Checked: Weekly __

Accompanied By: Company Representative: __
Miners Representative: __

AREAS OF INSPECTION ACTIVITY:

Mine Producing
#10 Maintrip
4 Unit Primary Company

Arrived at the mine
at 0750 AK

Gary May about the
Steel Plates. He closed
Eric Bly #2 gate, Mr.
Lilly stated that the
plans are in the works
and we are waiting for
approval of the District
Manager. Extent of damage

Talked with Gary

May to see if we
good to

walk #4 intake to

the parameter of 4 unit

return.

Inspector's Initials: __________

Supervisor's Initials and Date: ____________ Page No. 2

*U.S. GPO: 2009-541-759
Date 1-25-10

Traveled Rt Return to the section, traveled Primary Escaping off of the section. Travel the secondary escape route to traveled left return.

Section Transformer 4 unit
2726 -2500 -100 Y NO

2419 - 4 BKs outdy
Face left return.

Traveled Panels RT side
North Belt - Promoted

Inspector's Initials [Redacted]
Supervisor's Initials [Redacted]
Page No. 4

Date 1-25-09

Return Regular Left side Return. A: 547 Z: 135
V: 495
Q: 17325

4 Section Scoop Changex
D-Box Model # 33617552-09
1000

4 Section Scoop Changex
S/n: G542953
Energy System Grind Hoy
Hy unit
Fork Lift Charger
S/n: i: C140008

Inspector's Initials [Redacted]
Supervisor's Initials [Redacted]
Page No. 5

Date 1-25-10

*U.S. GPO: 2009-541-759
Fork Lift Area
08-F9577 NVO

21 Section
#2 Head Belt
Transformer
19848-500-1103
NVO

OUTBY DOCK CLAYRE
EL1353.

OUTBY SEEP?
T339 181

RODE J11 TO THE
SURFACE, BY THE WAY
OF THE SECONDARY ESCAPEWAY

CITATION/ORDER #: 0090262

Time: 12:05
Location: Bridge Between North & South Port
Violation: J7 205 (e)

The elevated walkway between the north and south portal (right side traveling north to south) is not being maintained in good condition, that the grated metal is bent and is creating a tripping hazard.

No. of Persons Exposed: 1

Supervisor's Initials and Date

Inspector's Initials

Supervisor's Initials and Date

Inspector's Initials
Who knew the violation existed?
This condition is very visible.
From mantraps. The operator should have seen this.

How long has the violation existed?
At least one month.

If an accident should occur because of this type violation, how serious would it be?
Lost work days are restricted duty due to following:

What is the likelihood that this type accident will occur at this mine?
Why? Unlikely, the other side is in good repair.

Inspector’s Initials: ____________________________
Supervisor’s Initials and Date: ____________________________
Page No.: ______

Date: 1-25-10
Wrote 1 citation and 1 termination.
Discussed root cause with Berman Connell
Mr. Connell had no questions.
Drove to Mr. Hope.

MSHA Form 7000-10K, June 93 (revised)

Date 1/26/10

Met with Everett Hagler, Rick Nicolau, Wayne Prasquier. Reviewed them of today's intentions.

Review Pre-Shift Book / Section and Belt Book (110)

Reviewed Mine Map with Management on Areas to be Inspected.

Inspector's Initials :)

Supervisor's Initials =

Page No. 2

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date 1/26/10

Belt Book

North 5 Hoses Dusted
North 6 Hoses Dusted
North 7 Hoses Dusted

Examine MT - & Mantrip
(2) SCR'S (OK) (110)

Travel Track to 110 Belt
Had to Change Rides
(110)

Examine No. 4 Jess
(2) SCR'S (GR) (110)

Travel to End of Track
at Construction Area

Inspector's Initials:

Supervisor's Initials and Date: 1/26/10

Page No. 5

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date 1/26/10

Walk Neutral to End of Split (way Coast of 1 Section) (110)

Check D-Dox
A21 SUN 307(7-809 (110)

Travel Back to Mouth of 1 Section

Travel 7 North Belt (110)

Tail to Hago.

Start Box (110)

Take Up Unit (110)

Fire Hose (110)

Inspector's Initials:

Supervisor's Initials and Date: 1/26/10

Page No. 4

*U.S. GPO: 2009-541-759
Date: 11/26/10

Travel to North Belt
Travel to Head (n/a)
Starter Box (n/a)
Take Up Unit (n/a)
Fire Hose (n/a)

Travel to North Belt
Travel to Head (n/a)

Quick Fire Pump 48
Bag 5 North Belt
4" Wire to Head (n/a)
Starter Box (n/a) 48H

Quick Fire Pump
Starter Box (n/a)
Take Up Unit (n/a)
Fire Hose (n/a)

Arrived at the Mine: 11:45 AM
Departed from the Mine: __ __

List Records Books Checked: __ __
Pre-Shift: 3 unit

Accompanied By: Company Representative: Rick Foster
Miners Representative: __ __ __

Areas of Inspection Activity:
South Fan Signal
North Fan Signal
Rock Dust Survey
1 South Belt 23 to 47 PA
3 Securing Equipment
4 __ __

Inspector's Initials: __ __ __
Supervisor's Initials and D: __ __ __

Inspector's Initials: __ __ __
Supervisor's Initials: __ __ __

*U.S. GPO: 2009-541-759
Date: 1-26-10

Arrived at the mine at 0750. Talked with Joe May about taking a Rock Dust Survey.

3 unit

Met with David Taranovsky and David Meikle about checking Fan signals.

Checked Fan records (north & south Fans)

Pit shift: 3 unit

Inspector's Initials

Supervisor's Initials

Date: 1-26-10

Checked signals:

North & South fans O.K.

MT #4 to 3 unit

MT #4

Rode to the end of Track Service group

Zero point: #5

Entry 2433D

20" in by

Inspector's Initials

Supervisor's Initials

Date: 1-26-10

1A1 - wet 1A1 Intake

1B1 Intake 1D1 wet

1E1 - wet

1F1 wet

1G1 wet R

Ending Point

180' on Ruby

Spd # 1 24 263A

1G2 Wet Return

1F2 Wet 1B2 Intake

1E2 Wet 1B2 Wet

1D2 Wet

1C2 Wet Intake

Inspector's Initials

Supervisor's Initials
Date 1-26-10

Sharon P年にue
Section Foreman

24366 Thirty
First out by is
the ending point
#1 Entry

Rode mantrip to
Belt Transformer 2
Splitter - 30598 003
NVO

Section Belt Transformer
28991-500-908

Inspector's Initials

Supervisor's Initials and Date 1-26-10 Page No. 5

Transformer East Mains Switch
Serial 300 KVA Transformer
9149 700-396
O-Box Far Down
#1 North Mains
Belt Transformer
at tail of South Belt

Serial 11760-2300-688
2300 KVA

Travel one south Belt
BK 23 to tail break up
NVO

Inspector's Initials

Supervisor's Initials and Date

Tail Piers not
Guarded properly
Citation # 8090263
12:55

A unit

Secondary from 4 unit to
Rode mantrip to
The surface - wrote
out citation - got a
Sample of rock Dust
Discussed citation with
Doug May - Mgr. Pressure
Drive to Mt. Hope

Inspector's Initials

Supervisor's Initials and Date
<table>
<thead>
<tr>
<th>CITATION/ORDER #</th>
<th>809263</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date</td>
<td>1-25-10</td>
</tr>
<tr>
<td>Location</td>
<td>Tail Piece 1 South Belt</td>
</tr>
<tr>
<td>Violation</td>
<td>751.1722 b</td>
</tr>
</tbody>
</table>

The tail pulley at #1 South belt is not guarded properly. The guard does not extend a distance sufficient to prevent a person from reaching behind the guard and becoming caught between the belt and pulley. There is an opening on the left side looking down the belt 31 x 12 inches. It is 12 inches from the tail pulley.

No. of Persons Exposed: 1

Who knew the violation existed?
The preshift examiner should have seen this condition.

How long has the violation existed?
At least one week

If an accident should occur because of this type violation, how serious would it be? Permanently disabling due to amputation of limbs.

What is the likelihood that this type accident will occur at this mine? Why?
Reasonably likely. A person would be in this area to grease or clean this tailrace.
Date 11/27/10

Arrived at Upper Big Branch Mine - Ellis Portals

Met with Management Everett Homer and informed him of today's inspections

Review Mine Map on Areas to be inspected

Get with Fireboss Lawrence Seminak to go in take from 85 block around 1 Section and back to split for 2 Section

Inspector's Initials ___________ 28/10 Page No. 2

Supervisor's Initials and Date 17/8/10 Page No. 3

MSHA Form 7000-10K, June 93 (revised)

Date 11/27/10

Check Weekly and Pos Shift for 1 Section (No)

Check Illumination of Work Areas (No)

Check Portable Water (No)

Check Communications (No)

First Aid Equip. Surv. (No)

Travel to Ellis Switch had to wait on coal 1 Citation

Travel to 76 Block 2 North Belt (No)

See Citation

Inspector's Initials ___________ 28/10 Page No. 4

Supervisor's Initials and Date 17/8/10 Page No. 3

MSHA Form 7000-10K, June 93 (revised)

Date 11/27/10

6730 8067118 75.0606(GX)(R)

The Lifeline located in the Secondary Escapeway is not located in a manner for miners to effectively use in emergency situations At 2 Locations

Ellis Switch and 76 Belt Switch @ C North Belt Drive, the Lifeline is tangled with other cables and water lines to where miners could not keep a continuous hold on line line.

Examiners should move known of condition

Inspector's Initials ___________ 28/10 Page No. 4

Supervisor's Initials and Date 17/8/10 Page No. 3

MSHA Form 7000-10K, June 93 (revised)

Date 11/27/10

U.S. GPO: 2009-541-759

Inspector's Initials ___________ 28/10 Page No. 2

Supervisor's Initials and Date 17/8/10 Page No. 3

U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date: 11/27/90

Gas in intake @ 85
Back traveled around
Old North Main

Chief Officer Speaker
Box 24 1906.0269 (WY)

Fire suppression
300-ant, 60-90 (WY)

Brek 129 to 130
55# 20073 water in air column - 1 citation

This intake air column
For No 1 Section - MWA 029.0 can not be
Tunnel in its entirety
Located between 129 and 130
Brek no 36, Glory Hole
Water was accumulated
to a depth of At least
16", for a distance of
90' and Rise to Rise. The
Water is Dark in color
That would not allow person
To see Submip, fall hazards

Hammer should have known

Gas existed for 1 week

Inspector's initials ___________ Page No. 5

Supervisor's initials and Date: 12/18/90 Page No. 6

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date: 11/27/90

Gas in intake @ 85
Back traveled around
Old North Main

Chief Officer Speaker
Box 24 1906.0269 (WY)

Fire suppression
300-ant, 60-90 (WY)

Brek 129 to 130
55# 20073 water in air column - 1 citation

This intake air column
For No 1 Section - MWA 029.0 can not be
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Water was accumulated
to a depth of At least
16", for a distance of
90' and Rise to Rise. The
Water is Dark in color
That would not allow person
To see Submip, fall hazards

Hammer should have known

Gas existed for 1 week

Inspector's initials ___________ Page No. 5

Supervisor's initials and Date: 12/18/90 Page No. 6

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

Date: 11/27/90

Gas in intake @ 85
Back traveled around
Old North Main

Chief Officer Speaker
Box 24 1906.0269 (WY)

Fire suppression
300-ant, 60-90 (WY)

Brek 129 to 130
55# 20073 water in air column - 1 citation

This intake air column
For No 1 Section - MWA 029.0 can not be
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Brek no 36, Glory Hole
Water was accumulated
to a depth of At least
16", for a distance of
90' and Rise to Rise. The
Water is Dark in color
That would not allow person
To see Submip, fall hazards

Hammer should have known

Gas existed for 1 week

Inspector's initials ___________ Page No. 5

Supervisor's initials and Date: 12/18/90 Page No. 6

*U.S. GPO: 2009-541-759
Date 1/27/10

Inspector's Initials

Supervisor's Initials and Date

*U.S. GPO: 2009-541-759

1. Accident Occurred
   1. There was a fire in the intake room on Old North Mains.

2. Person Covered
   2. Boss,

3. Person Conducting
   3. The person conducting the medical examination of the intake room located at 117 Old North Mains has not certified any dates, times, and initials that an examination was made. The only times present were 8:00 A.M. for the morning shift from 11/21/10 to 11/26/10 and times varied from 1200 P.M. to 12:30 P.M. for these dates. Initials are found on 11/28/10 and 12/0.

4. Inspector's Initials

5. Supervisor's Initials and Date

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 1/27/18

Examiner should have known it is their responsibility to certify by OT1's

Examiner's Initials JKS

Inspector's Initials JKS

Supervisor's Initials and Date 1/28/16 Page No. 1

*U.S. GPO: 2009-541-759

Date 1/27/18

Travel to Intake - Took Air Raising.

Inspectors Initials JKS

Supervisor's Initials and Date 1/28/16 Page No. 12

*U.S. GPO: 2009-541-759

Date 1/27/18

Travel from old No. 10 Main to mouth of 1 Section (No)

Inspection Split @ mouth of 1 Longwall

Cut in intake - Took Air Raising.

Travel from mouth of Longwall to No. 10 Bore (NO)

Check S&R Cache's (NO)

No. 45-10 (5) in sep. Box

No. 46-10

No. 47-10 Bnk. 96

Inspector's Initials JKS

Supervisor's Initials and Date 1/28/16 Page No. 12

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Inspector's Initials

Supervisor's Initials and Date 2810 Page No. 14

*U.S. GPO: 2009-541-759

MSHA Form 7000-10K, June 93 (revised)

DATE 1/27/90

Got back to 76 RAK.

Busch (Citation) has been

repaired.

Travel to 1185, Surface

Busch (Citation) has been

repaired.

Team Citation #1746.

Lift Line has been placed

to temporarily use.

Return to Surface.

Inspector's Initials

Supervisor's Initials and Date 2810 Page No. 15

*U.S. GPO: 2009-541-759

MSHA Form 7000-10M, June 93 (revised)

AIR READINGS

Location Intake Split for

Laneway entry 83 RAK

Width 20

Bottle Sample No. __

Height 7.5

CH4 Detected 0.7%

Area 150

Mean Entry __

Velocity 612

Time __

Quantity 91,800

O2 20.8%

Location Intake Split for

E Section @ 58 RAK

Width 20

Bottle Sample No. __

Height 6

CH4 Detected 0.8%

Area 120

Mean Entry __

Velocity 454

Time __

Quantity 45,428

O2 20.8%

Inspector's Initials

Supervisor's Initials and Date 2810 Page No. 16

*U.S. GPO: 1993-0-769-394
**DAILY COVER SHEET**

Date: 1-27-10  
Event No. 6286108

Arrived at the Mine: 0745  
Departed from the Mine: 0810

List Records Books Checked: Weekly Electrical  
Pre-shift 3 unit.

Accompanied By: Company Representative  
Viral Bowman

Miners Representative: ______________

AREAS OF INSPECTION ACTIVITY:

- Substation
- #4 Motor
- #3 Mantrip

Inspector's Initials: ______________
Supervisor's Initials and Date: ______________

We will be traveling with Virgil Bowman  
Shift Chief Electrician.  
Paid Duty at #4 and Service.  
Checked Substation 200

Fire Extinguisher at Surface:  
Citation # 8090264

Inspector's Initials: ______________
Supervisor's Initials and Date: ______________

Date: 1-27-10
CITATION/ORDER #: 8090264

Who knew the violation existed?
Weekly examiner

How long has the violation existed?
At least one week

If an accident should occur because of this type violation, how serious would it be?
Primarily disability due to smoke inhalation

What is the likelihood that this type accident will occur at this mine?
Why?
Unlikely on the surface; charger seems to be in good repair

No. of Persons Exposed: 1

Inspector's Initials: 
Supervisor's Initials and Date: 1-27-10

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 1-27-10

CITATION/ORDER #: 8090266

Time: 11:20

Location: Both war room congrega

Violation: 15:05:06

No. of Persons Exposed: 10

Who knew the violation existed?

"Any Map should have kept this map up to date"

-How long has the violation existed?

"At least one week"

If an accident should occur because of this

-What is the likelihood that this type

accident will occur at this mine?

Why?

"Unlikely for reasons above question"

Inspector's Initials __________

Supervisor's Initials and Date 2/8/10 Page No. 7

Inspection of a Fire head by the

U.S. GPO: 2009-541-759
Who knew the violation existed?
Gary may have been in a discussion with me about three weeks ago.

How long has the violation existed?
6 months

If an accident should occur because of this type violation, how serious would it be?
It would cause a person to go the wrong way. This could be permanently disabling due to smoke inhalation.

What is the likelihood that this type accident will occur at this mine?
Why?
Unlike this is the secondary occupancy.

MSHA Form 7000-10K, June 93 (revised)
Date 1-27-2010

*U.S. GPO: 2009-541-759
DAILY COVER SHEET

Date: 2-1-10

Arrived at the Mine: 0600
Departed from the Mine: __ __

List Records Books Checked: Weekly Exams

Accompanied By: Company Representative
Charlie Semenske
Fire Boss
Miners Representative

AREAS OF INSPECTION ACTIVITY:
- Mine is producing
- Walking LBB

MT 13

MT 5

Old #2 Head Transformer 11246 SVC 1097
15 BK Return Pump

Inspector's Initials: __ __
Supervisor's Initials: __ __

Inspector's Initials: __ __
Supervisor's Initials: __ __

Starting at LBB and will walk to Charlie Portal.

Checked the Bridge between the North #
South Ports. The Bridge has been repaired.

Terminated # 8090262-0620

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date: 2-1-10

EP 7
A: 4 x 1.5 = 6
V: 486
Q: 2928

EP 4
A: 4
V: 685
Q: 2700

Inspector's Initials __________
Supervisor's Initials and Date: __________

*U.S. GPO: 2009-541-759

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MSHA Form 7000-10K, June 93 (revised)

Date: 2-1-10

EP 7 NO 1
A: 7 x 5 = 35
V: 496
Q: 17,360

5 Ellis Belt Head Transformer
29645 1000 200 100

#5 Ellis D. Box new

Walk out the Track
At Ellis Portal 2
went to the office
to check the maps.
went up best intake.

Inspector's Initials __________
Supervisor's Initials and Date: __________

*U.S. GPO: 2009-541-759

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MSHA Form 7000-10K, June 93 (revised)

Date: 2-1-10

Inspector's Initials __________
Supervisor's Initials and Date: __________

*U.S. GPO: 2009-541-759
MSHA Form 7000-10K, June 93 (revised)

Date 2-1-10

DPP 4

A = 6.5 x 18 = 117
V = 114
Q = 13,336

CH4 0 o 20.6°

DPP 3

A = 17 x 6 = 102
V = 330
Q = 33,600

Inspector's Initials PDB

Supervisor's Initials and Date M3510 Page No. 7

*U.S. GPO: 2009-541-750

Return Regulation

A = 9 x 6 = 54
V = 630
Q = 34,020

#3 BK Sump Pump
Flight 9 hp

Inspector's Initials

Supervisor's Initials and Date M3510 Page No. 8

*U.S. GPO: 2009-541-750

EP 54

A = 81
V = 275
Q = 22,275

54 in

28 BK Return Pump
077 0009
Flight

A = 10
V = 390
Q = 3900

Inspector's Initials

Supervisor's Initials and Date Page No. 9

*U.S. GPO: 2009-541-750