

U.S. Department of Labor

Mine Safety and Health Administration
100 Bluestone Road
Mount Hope, West Virginia 25880-1000



FEB 24 2003

Mr. Bill Potter
President
Performance Coal Company
POB 69
Naoma, WV 25140

Dear Mr. Potter:

Subject: Upper Big Branch Mine-South, ID No. 46-08436, Performance Coal
Company, Montcoal, Raleigh County, WV

This will acknowledge receipt of the following:

Legal Identity Report - Requirements of Part 41, Title 30, Code of Federal Regulations;
this office must be notified of all changes in the legal identity of your company within
30 days of such changes.

If you have any questions concerning this matter, please contact Ray Saunders at this office,
(304) 877-3900, extension 150.

Sincerely,

A handwritten signature in cursive script, appearing to read "Edwin P. Brady".

Edwin P. Brady
District Manager
Coal Mine Safety and Health, District 4

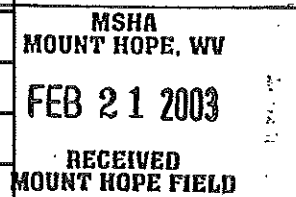
Enclosure

A Legal Identity Report was submitted to MSHA on 2/11/03
The Transaction Number is: #LID20030200089.

The data submitted are presented below.

All information previously submitted remains in effect except where noted changes have been submitted.

Type of Notice:	Update Notice
Effective Date of Changes:	02/11/2003
Federal Mine Identification Number:	4608436
Mine Name:	UPPER BIG BRANCH MINE-SOUTH
Directions to the Mine:	South Route 3 Montcoal, WV
Mine Location Address	
Mine Street Address:	130 Frontier Street
Mine City:	MONTCOAL
Mine County:	Raleigh
Mine State:	WV
Mine Zip Code:	25140
Official Business Name of Operator:	PERFORMANCE COAL COMPANY
Telephone Number in Event of an Emergency:	3048541761
Commodity - Type of Product:	BITUMINOUS COAL UNDERGROUND MINING
Commodity - Type of Operation:	UNDERGROUND MINE
Person In Charge of Health and Safety	
Officer Name - First:	Wendell
Officer Name - Last:	Wills
Officer Title:	Superintendent
Health and Safety Officer Address	
Officer Street Address:	POB 69
Officer City:	NAOMA
Officer State:	WV
Officer Zip Code:	25140
Is the Mine Operator Directly Involved in the Daily Operation of the Mine?	Yes
Person Designated to Receive Official Mail or Server	
Official Name - First:	Bill
Official Name - Last:	Potter
Official Title:	President
Official Telephone Number:	3048543502



Designated Official's Address	
Official Street Address:	POB 69
Official City:	NAOMA
Official State:	WV
Official Zip Code:	25140
Type of Business:	Corporation
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Corporation	
Corp. Officer1 Name - First:	Bill
Corp. Officer1 Name - Last:	Potter
Corp. Officer1 Title:	President
Corp. Officer1 Street Address:	130 Frontier Street
Corp. Officer1 City:	Montcoal
Corp. Officer1 State:	WV
Corp. Officer1 Zip Code:	25140
Corp. Officer2 Name - First:	Barkley
Corp. Officer2 Name - Last:	Sturgill
Corp. Officer2 Title:	Secretary
Corp. Officer2 Street Address:	130 Frontier Street
Corp. Officer2 City:	Montcoal
Corp. Officer2 State:	WV
Corp. Officer2 Zip Code:	25140
Corp. Officer3 Name - First:	Darrin
Corp. Officer3 Name - Last:	Butcher
Corp. Officer3 Title:	Corporate Financial Officer (CFO)
Corp. Officer3 Street Address:	130 Frontier Street
Corp. Officer3 City:	Montcoal
Corp. Officer3 State:	WV
Corp. Officer3 Zip Code:	25140
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Official Completing Form	
Official Completing Form - Name - First:	George
Official Completing Form - Name - Last:	Nelson
Official Completing Form - Title :	Safety Director
Email Address:	george.nelson@masseyenergyco.com
Official Completing Form - Telephone Number:	3048543525
Date Form Completed:	Tuesday, February 11, 2003 2:37:21 PM

Please retain a copy of this message for your records.
This message may be used in lieu of MSHA Form 2000-7.

FOR MSHA USE ONLY

Information Source:George Nelson

Verified by:Kathy Morgan

Date:02/14/2003

Sent to Coal 0400 on 02/20/2003

Per Mr. Nelson, Corrected: 1) last name of Corp. Officer 2 to "Sturgil;" 2) first and last names of Official Completing Form to "George Nelson;" and, 3) corrected email address to add "co" before ".com."