

U. S. Department of Labor

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



MAR 30 2006

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

Dear Mr. Potter:

Subject: Upper Big Branch Mine, ID No. 46-08436, Performance Coal
Company, Inc., Montcoal, Raleigh County, West Virginia

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 Roger Richmond at this
office, (304) 877-3900, extension 119.

Sincerely,

A handwritten signature in cursive script that reads "Jesse Cole".

Jesse P. Cole
District Manager
Coal Mine Safety and Health, District 4

Enclosure

U. S. Department of Labor

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



MAR 30 2006

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

Dear Mr. Potter:

Subject: Upper Big Branch Mine, ID No. 46-08436, Performance Coal
Company, Inc., Montcoal, Raleigh County, West Virginia

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 Roger Richmond at this
office, (304) 877-3900, extension 119.

Sincerely,

/S/ JESSE P. COLE

Jesse P. Cole
District Manager
Coal Mine Safety and Health, District 4

Enclosure

SUPERVISORY ACKNOWLEDGEMENT

LS 3/29/06

Initials RDR Date 3-29-06

Identification number (EIN):

SSN for Individuals:

EIN for Entities

Privacy Act Notice. We are authorized to request this information under the Debt Collection Improvement Act of 1996, Title 31 U.S.C. amended section 7701, new subsection (c)(1), which mandates us to require regulated entities and persons who are doing business with a Federal agency to furnish a TIN.

15. The Individual(s) or Organization(s) with ownership interest in this Business or Corporate Officers/Directors are:

	Last Name	First Name	MI
a.			
	Title		
	Organization/Company Name		
	Street or P.O. Box Address		
	City	State	Zip Code
	Foreign Country	Foreign Zip Code	
b.			
	Title		
	Organization/Company Name		
	Street or P.O. Box Address		
	City	State	Zip Code
	Foreign Country	Foreign Zip Code	

Check box below if a separate sheet is attached for additional space.

16. If Business is listed as Other, what are the names of Principal Organization Officials or Members?

	Last Name	First Name	MI
a.			
	Title		
	Street or P.O. Box Address		
	City	State	Zip Code
	Foreign Country	Foreign Zip Code	
b.			
	Title		
	Street or P.O. Box Address		
	City	State	Zip Code
	Foreign Country	Foreign Zip Code	

Check box below if a separate sheet is attached for additional space.

17. If Business is a Corporation, please answer the following:

a. State of Incorporation: ☐ ☐

b. Is this Corporation a subsidiary? Yes ☐ No ☐

c. If yes, what is the name and address of your Parent Corporation?

Name

Street or P.O. Box Address

City

State

Zip Code

Foreign Country

Foreign Zip Code

d. Employer Identification Number for this Business (EIN):

Privacy Act Notice. We are authorized to request this information under the Debt Collection Improvement Act of 1996, Title 31 U.S.C. amended section 7701, new subsection (c)(1), which mandates us to require regulated entities and persons who are doing business with a Federal agency to furnish a TIN.

Signature and Title of Official Completing Form

Date Form Completed

NOTE: You must mail copies 1 and 2 of this completed form to your local MSHA office. Questions about filing this form should be directed to the Office of Assessments, 202-693-9700.

burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Information Management, Department of Labor, Room N-1301, 200 Constitution Avenue, N.W., Washington, D.C. 20210; and to the Office of Management and Budget, Paperwork Reduction Project 1219-0008, Washington, D.C. 20503.

ALL INFORMATION PREVIOUSLY SUBMITTED REMAINS IN EFFECT EXCEPT WHERE CHANGES HAVE BEEN SUBMITTED. IF THE CHANGES PROVIDED ON THIS FORM AFFECT OTHER MINES, A SEPARATE FORM MUST BE FILED FOR EACH MINE IDENTIFICATION NUMBER.

Initial Notice

Update Notice

☒

Effective Date:

03 - 29 - 2006

Mine Information

1. Federal Mine Identification Number:

46 - 08436

2. Mine Name:

Upper Big Branch Mine

3. Directions to this mine:

Rt. 3 Monticelli WV

4. Mine location address:

Street Address

130 Frontier St

City

Monticelli

County

Raleigh

State

WV

Zip Code

25140

5. Official Business Name of Operator:

Street Address

Performance Coal Co.

6. Principal Office Address for this Operator:

City

Box 69

State

WV

Zip Code

25140

7. Telephone number for this mine:

Area Code

304

Telephone Number

854-1767

Extension

(In the Event of an Emergency)

8. Commodity:

Type of Product

Type of Operation

9. Person at Mine in Charge of Health and Safety: (Superintendent or Principal Officer)

Last Name

First Name

MI

Title

Street or P.O. Box Address

City

State

Zip Code

E-mail Address

10. Person with Overall Responsibility for a Health and Safety Program at ALL of the Operator's Mines, if the Operator is Not Directly Involved in the Daily Operation of the Mine: (Safety Director)

Last Name

First Name

MI

Title

Street or P.O. Box Address

City

State

Zip Code

E-mail Address

11. Address of Record and Telephone Number: (Address and Person designated to receive Official Mail - Service of documents upon the operator will be completed by mailing or personal service of the documents to this address. If P.O. Box or General Delivery is used for mailing address, a separate street address for personal service must be provided.)

Last Name

First Name

MI

Title

Street Address

City

State

Zip Code

Foreign Country

Foreign Zip Code

P.O. Box Address

City

State

Zip Code

Area Code

Telephone Number

Extension

E-mail Address

Ownership Information

12. This Official Business is a:

Sole Proprietorship

Partnership

Corporation

Other

13. If Business is listed as Other, what is the type of Organization?

Type of Organization: Joint Venture, County Government, Limited Liability Company, etc.