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,

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

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

<table>
<thead>
<tr>
<th>Last Name</th>
<th>First Name</th>
<th>MI</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Title

Organization/Company Name

Street or P.O. Box Address

City

State

Zip Code

Foreign Country

Foreign Zip Code

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

<table>
<thead>
<tr>
<th>Last Name</th>
<th>First Name</th>
<th>MI</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Title

Organization/Company Name

Street or P.O. Box Address

City

State

Zip Code

Foreign Country

Foreign Zip Code

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): [ space]

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 (e)(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: 2/27/01

Copy 2 - MSHA Local District Office
### Mine Information

1. **Federal Mine Identification Number:**
   
2. **Mine Name:**
   
3. **Directions to this mine:**
   
4. **Mine location address:**
   
5. **Official Business Name of Operator:**
   
6. **Principal Office Address for this Operator:**
   
7. **Telephone number for this mine:**

8. **Commodity:**

9. **Person at Mine in Charge of Health and Safety:**
   
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:**

11. **Address of Record and Telephone Number:**

### Ownership Information

12. **This Official Business is:**

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