1. Action: a. New Entry	b. Update	✓	2. Activity Code:	E08		3. E	vent Nu	mber: 6	2886	58			
4. Date Event Started:		11/24/2009	5. Date Even Finished:	t	11/30/200	6. M	line ID:	46-0	8436				
7a. Organization Code (Mine Assignment)	20401		o. Work Group dentifier	02	9. Compa	ny Name	PI	ERFORM	IANCE (COAL CO	MPAN	Y	
8a. Organization Code (AR Assignment)	20401		o. Work Group	02	10. Mine	Name	U	PPER BI	G BRAN	ICH MINI	E-SOUT	H	
11. Report Type (check a. Fi	rst 🗌	b, Interim	c. Last	d. Not Ap	plicable		2. Area		a. Active			Idle ections	0
c, Outby 🗸 d.	Shafts/ _	e. Surface Areas (UG	f. Sur Work		g. Compa Records	ny 🗸	h. AT			indments		j. Refu Piles	se 🗌
Construction S1) Shaft/ 0 ope nking	(2) Impound Construction		(3) Buildings (Dragline/ vel:	0	(5) Oth	ner ()	l. Mi	scelland	eous 🗌	
m, MMU/Pit Number (1) 0500													
13. Number of Samples Collected a. A	Air (Samples	b. Rock Spot	Dust 0	c. Rock Dust Survey	0	d. Respi Dust	rable	0	e. Noise	e 0	f . 0	Other 0	
14. Impoundments/Refu	se Piles:			ne Independent Co									
a. Number	b. FHC	c. Configurati	on	les (Major Constru	iction)								
			16. insp	pection Results		Citation	10	Order	*0	Safegu	orde	Oth	. *
			a. T	This Inspection		Coal Opr	Ind Con	Coal Opr	Ind Con	Coal Opr	Ind Con	Coal Opr	Ind Con
			(1	1) New Issuances	-	0	Con	1		- Opi	Con	Орг	
			(2	2) Terminations/V	acations	0/0		1 /0					
						0/0		1/0					
			(2	3) Modifications/E	extensions	0/0		3/0					
				3) Modifications/E 4) Left Pending	Extensions								
			(4		Extensions	0/0		3/0					
			b. I	4) Left Pending Previously Issued 1) Modifications/F	Extensions	0/0		3/0					
			b. I	4) Left Pending Previously Issued	Extensions	0/0		3/0 0					
18. Signature and Card Right of Entry Perso			b. I	4) Left Pending Previously Issued 1) Modifications/E 2) Terminations/V	extensions	0/0 0 0/0		3/0 0 0/0					
Right of Entry Personal			b. I (4) Left Pending Previously Issued 1) Modifications/E 2) Terminations/V	extensions	0/0 0 0/0		3/0 0 0/0					
Right of Entry Perso			b. I	4) Left Pending Previously Issued 1) Modifications/E 2) Terminations/V	extensions	0/0 0 0/0		3/0 0 0/0					
a. b.			sentative/	4) Left Pending Previously Issued 1) Modifications/E 2) Terminations/V	extensions	0/0 0 0/0		3/0 0 0/0					
a. b.			b. I	4) Left Pending Previously Issued 1) Modifications/E 2) Terminations/V	extensions	0/0 0 0/0		3/0 0 0/0					

Activity Calendar	Ŀ	event Number: 628	8658	Mine ID: 4608436				
		Sun	Mon	Tue	Wed	Thur	Fri	Sat
	Shift	1 2 3	1 2 3	1 2 3	1 2 3	1 2 3	1 2 3	. 1 2 3
	Week 1 11/22/2009							

Week 2

11/29/2009

V V

Mine Citation/Order

U.S. Department of Labor Mine Safety and Health Administration



Section IVi	olation Data			
1. Date	Mo Da Yr 11/24/2009	2. Time (24 Hr. Clock) 0532	3. Citation/ Order Number	8080105
4. Served	То		5. Operator	
Chris Bl	anchard, Presider	nt	PERFORMANCE COAL COMPANY	
6. Mine	00000000000000000000000000000000000000		7. Mine ID 46-08436	ak da Burus ka da Kisanin ka Kisanin ka Kisanin ka Kisanin ka Kisanin ka ka Kisanin ka ka ka Kisanin ka Kisanin ka ka Kisanin ka Kisani
UPPER I	BIG BRANCH N	AINE-SOUTH	40-00430	(Contractor)
8 Condition	n or Proptice			9a Miritton Notice (103a)

An accident occurred at this operation on November 24, 2009 at approximately 0241 hours. This order is being issued, under Section 103 (j) of the Federal Mine Safety and Health Act of 1977, to prevent the destruction of any evidence which would assist in the investigation, the cause or causes of the accident. It prohibits all activity at or inby 050-0 MMU #50 break except to prevent or eliminate imminent danger and breaker the fall until MSHA has determined that it is safe to resume normal mining operations in this area. This order was initially issued orally to the mine operator at 0301 hours and has now been reduced to writing.

					~ (<u>)</u>		
					See Con	tlnuation Form (MSH	A Form 7000-3a)
9. Violation A. Health Safety Other	B. Section of Act	C.	Part/Section of Title 30 CFR	of	uuhukgadannaoonn		
Section IIInspector's Evaluation				, 100 - 100			
10. Gravity:				•			
A. Injury or Illness (has) (is):	No Likelihood	Unlikely [Reasonably	Likely	Highly Llkely	Occu	rred 🔲
 B. Injury or illness could reasonably be expected to be 	. No Lost Workda	ys Lost Work	days Or Restri	icted Duty	Permanen	tly Disabling 🔲	Fatal
C. Significant and Substantia	ll: Yes 🗌	No 🗌			D. Number o	f Persons Affected	1:
11. Negligence (check one)	A. None	B. Low C. I	vloderate 🗌	D. High	E	. Reckless Disreg	ard 🗍
12. Type of Action 103(j)		13. Type of Issuance	æ (check one)	Citation	Order 🗸	Safeguard 🗌	Written Notice []
14. Initial Action A. Citation B. Order	C. Safeguard 🔲 [D. Written Notice	E. Citation/ Order Nu	mber		F. Dated	Mo Da Yr
15. Area or Equipment	This O	der prohibi	ts all	activity	at or	inby the	050-0
MMU break #50.							
16. Termination Due A. Date	Mo Da Yr	B. Time (24 Hr. Clock)				i kapi kang aya kang palak palak kana diki kana di kalaba di 1900 ki 1900 ki 1900 ki 1900 ki 1900 ki 1900 ki 1	
Section IIITermination Action							
17. Action to Terminate							
A. Date	Da Yr B. Time	(24 Hr. Cłock				ga ya ga magamala ga jang kamada ili pilaka da pilaka da ili kata ili saya da kata ili saya da kata ili saya m Ba saya saya saya saya saya saya saya sa	
Section IVAutomated System Data							
19. Type of Inspection (activity code) E08	20. Event Number	6288658	21. P	rimary or Mill			
22. Signature		epigent americales de la hippothibus de la proposition de la margina de la compressión de la margina de la comp			23. AR	Number	

MSHA Form 7000-3, Apr us (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.



Mine Ci Continu	tation/Order ation		U.S. Department of L Mine Safety and Healt	no F	
Section IS	Subsequent Action/Continuation Date	ta			
1. Subsec	quent Action 1a. Continuation	2. Dated Mo Da (Original Issue) 11/24/20	Yr 3. Citation/ Order Number	8080105 - 01	
4. Served	То		5. Operator		
	lanchard, President		PERFORMANCE CO)AL COMPANY	
6. Mine			7. Mine ID 4.0 00.40	3.7	(Contractor)
UPPER	BIG BRANCH MINE-S	SOUTH	46-0843	50	
Section II	Justification for Action	4012-1411-1-1110-1-1110-1-1110-1-1110-1-1110-1-1110-1-1110-1-1-1110-1-1110-1-1110-1-1110-1-1110-1-1110-1-1110			tik jaripuse anakasa para singati kaukasana menamaka kiri kirapan kempiri dan ki kirapak kembaka kalanga kiriba
Change)	From	To		
8. Conditi	on Or Practice				
Reason	Mine Safety and Health A those involved in rescue a from an Authorized Repre	odified to reflect that MSHA is not act of 1977. This Section 103(k)) Cand recovery operations or investigues entative of the Secretary for all a serator is reminded of its existing of causes of the accident.	rder is intended to protect ation of the accident. The ctions to recover and/or	ct the safety of all persons to mine operator shall obta restore operations in the a	on-site, including ain prior approval affected area.
12. Type	of Action1 1	103(j)	103(k)		
Reason					
		•			
•					

Washington and Salar Sal			See Continuation Form						
Section IIISubsequent Action Taken									
8. Extended To A. Date Mo Da	B. Time (24 Hr. Clock)	C. Vacated D. Terminat	ed 🗸 E. Modified						
Section IVInspection Data									
9. Type of Inspection E08	10. Event Number 6288658								
11. Signature	AR Number 12. Date	Mo Da Yr 13. Time (24 H	r. Clock)						
	999783-0-70-0-4-4-70-0-4-4-70-0-4-4-70-0-4-70-0-4-70-0-4-70-0-4-70-0-4-70-0-4-70-0-4-70-0-4-70-0-4-70-0-4-70-0	11/24/2009 06	514						

Mine Citation/Order Continuation

U.S. Department of LaborMine Safety and Health Administration

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Section ISubsequent Action		Salaya na Salaya ay	and the second s		oja da projekti karanta da		V		
1. Subsequent Action 1a	. Continuation	2. Dated (Original Issue)	Mo Da 11/24/20	Yr 009	3. Citation/ Order Number	8080105 - 02			
4. Served To				5. Oper	ator				
Chris Blanchard, President					PERFORMANCE COAL COMPANY				
6. Mine			7. Mine	ID 46 00 40	And the second s	(Contractor)			
UPPER BIG BRANCH MINE-SOUTH				46-08436					
Section II-Justification for A	Section IIJustification for Action								
Change	Fro)in	THE PARTY OF THE PARTY AND PROPERTY OF THE PARTY OF THE P		To	erne de de la Errando de			

8. Condition Or Practice

Reason The operator has submitted a clean-up plan and the District Manger has approved it. Therefore this order is modified to allow the operator to begin the clean-up of the roof fall.

Modify to begin the clean-up plan.

Section III-Subsequent Action Taken						See Continuation Form
8. Extended To A. Date Mo Da	Yr	B. Time (24 Hr. Clock)		C. Vacated	D. Terminated	E. Modified
Section IV-Inspection Data	THE RESERVE TO SERVE THE PERSON OF THE PERSO	Military and New York (1994) and the second				
9. Type of Inspection E08	10. Ev	ent Number 6288658				
11. Signature		AR Number	12. Date	Mo Da Yr	13. Time (24 Hr. Cloc	()
		ARTICLE CONTRACTOR CON		11/24/2009	1118	kanikiga HABBABBA Padel 110 73 Februara Antonio Maria Bara Antonio Maria Antonio Maria Antonio Maria Antonio M

Mine Citation/Order Continuation

U.S. Department of LaborMine Safety and Health Administration



Section ISubsequent Action/Continuation D	ata					Ĺ	
1. Subsequent Action 1a. Continuation	2. Dated (Original Issue)	Mo Da 11/24/200		3. Citation/ Order Number	8080105 - 03		
4. Served To		I -	5. Operator				
Chris Blanchard, President		I	PERFO	RMANCE COA	AL COMPANY		
6. Mine	***************************************	7	7. Mine ID			(Contractor)	
UPPER BIG BRANCH MINE	SOUTH			46-08430)		
Section IIJustification for Actioл							
Change	From			To			

8. Condition Or Practice

Reason

The operator has developed a required clean-up plan addressing the clean-up of fall area in the #2 entry @ spad#22944 on the MMU 050-0 Section, Therefore this 104 (k) order is hereby modified to allow the operator to implement the plan procedures to clean-up the fall.

To delete the sentences from 8080105-02 modification to read.

						See Continuation Form
Section III-Subsequent Action Taken						
8. Extended To A. Date Mo Da	Yr B. Time (2	4 Hr. Clock)		C. Vacated	D. Terminated	✓ E. Modified
Section IVInspection Data						
9. Type of Inspection $E08$	10. Event Numb	er 6288658				
11. Signature		AR Number	12. Date	Mo Da Yr 11/24/2009	13. Time (24 Hr. Cl 1429	ock)

Mine Citation/Order Continuation

MSHA Form 7000-3a, Iviai 60 (reviseu)

U.S. Department of Labor Mine Safety and Health Administration



Section ISubsequent Action/Continuation Data							
1. Subsequent Action 1a. Continuation	2. Dated (Original Issue)	Mo Da 11/24/20	٠. ا	Citation/ Order Number	8080105 - 04		
4. Served To			5. Operator				
Longwall Coordinator				RMANCE CO.	AL COMPANY		
6. Mine	· · · · · · · · · · · · · · · · · · ·		7. Mine IC)		(Contractor)	
UPPER BIG BRANCH MINE-SO	UTH		1	46-0843	6		
Section II-Justification for Action							

Order #8080105 is terminated. The roof fall has been cleaned up and additional roof supports has been installed in the roof fall. Additional roof supports has been installed inby and outby the roof fall and normal mining operations can resume.

Section III-Subsequent Action Taken		See Continuation Form	
8. Extended To A. Date Mo Da	B. Time (24 Hr. Clock)	☐ C. Vacated ☑ D. Terminated ☐ E. Modified	
Section IV-Inspection Data 9. Type of Inspection E08	10. Event Number 6288658		
11. Signature	AR Number 12. Date	Mo Da Yr 13. Time (24 Hr. Clock) 11/29/2009 1100	eringisi-rida

PR001 21-Jan-10

Preliminary Report of Accident

U.S. Department of Labor

Mine Safety and Health Administration



1. Accident Type:	2. A	ccident Classi	fication:			3. Date/Time	of Accident;	4. Dat	e/Time of D	eath:	5	. Fatal Ca	se No.:
No Injuries	Fa	III of Roof or	Back			11/24/200	9 02:41 A	M					
6. Mine Information	ì:				· · · · · · · · · · · · · · · · · · ·		***************************************	I					
a) Mining Company	y Name		b) Mine N	lame				c) Parent	of Mining (Company	1		
Performance Coa	al Company		Upper B	ig Brar	nch Mine-Sc	outh		Massey	Energy Co	ompany	1		
7. Mine Location:		a) City		b) Co	unty	c) State		8. Mine	ID Number	:	9.	Union:	
	Montcoa	al	Ral	eigh		WV			46-08436			NC)
10. Primary Mineral			11. Numbe Mine Emplo		a) Total	b) Underground	с) Орев	Pit/Quarry	d) M	Iill/Prep	Plant	e) Ot	her
BITUMINOUS C		RGROUND	wine Empo	yees.	210	203							7
12. Contractor Nam	ie:						13.	. Union:		14. C	ontractor	· ID Numb	er:
15. Contractor Addi	ress:	a) City				b) County		c) !	State	L	d) Zip (Code	
16. Number of Cont	tractor Employe	ees:	a) Total	b) \	Underground	c) Ope	en Pit/Quarry	,	d) Mill/Pr	ep Plant	 (e) Other	
			12		11							1	
17. Number of Perso	ons in Mine at 7	Time of Accid	ent:		***************************************	18. Number	of Persons U	naccounted	For:				
a) Mine Employees:	: 13	b) Contractor En	ployees	s: 3	a) Mine E	mployees:		b) Co	ontracto	Employ	ees:	
19) Location of Acci												20. Mini	ng Height:
X 01-Undergro			3-Open Pit			nce Mining	_	rep Plant	Oth	er (speci	fy)	Feet	Inches
	at Underground	0	6-Dredge Minin	g į	08-Retrea	at Mining	99-Office	e Facility				6	0
21. Nonfatal Injurie	es:	22. Fata	al Injuries:										
23. Victim Informat	tion :	a) Name			b) Age							
	No Victim	s Reporte	ed for this A	ccide	ent Invest	igation							
c) Regular Job Title	:		d) A	Activity	at Time of Ac	cident:					_	e Employ	
24. Experience :	Years Weeks I	Days	Yea	rs Weel	ks Days		Years V	eeks Days				ars Weeks	mployee Days
24. Experience : a) Total:	Years Weeks I	-	Yea	ırs Weel	-	at activity (23d)	Years V	eeks Days	d) with	Contrac	Ye		
•		-	of the mine:	rs Weel	-	at activity (23d)	Years V		d) with		Ye		
a) Total:		b) a	of the mine:	rs Weel	-	at activity (23d)	Years V		line Telepho		Ye tor		
a) Total:	ned: If	b) a Yes, Location	nt the mine:		c)			26. M	line Telepho (304	ne No.:	Ye tor		
a) Total: 25. Autopsy Perform	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment is	nt the mine:	et location	c) on in the mine	e, and status of re	scue and reco	26. M	ine Telepho (304 ions):	one No.: 1) 854-3	Ye tor 563	ars Weeks	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an anchorage.	ned: If	b) a Yes, Location e equipment is that has falk	nvolved, the exacted before. The	et locatio	c) on in the mine n this area is	e, and status of res	scue and rece h coal strea	26. M very operati	line Telepho (304 ions): oof fall occi	one No.: 1) 854-3 urred at	Yetor 563 Dout 2 fe	eet above	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an	ned: If	b) a Yes, Location e equipment in that has falk	nvolved, the exacted before. The	et locatio	c) on in the mine n this area is	e, and status of res	scue and rece h coal strea	26. M very operati	line Telepho (304 ions): oof fall occi	one No.: 1) 854-3 urred at	Yetor 563 Dout 2 fe	eet above	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an anchorage. The information pro	ned: If accident (include intersection covided in this no	b) a Yes, Location e equipment in that has falk	nvolved, the exacted before. The	et locatio	c) on in the mine n this area is	e, and status of res	scue and rece h coal strea	26. M very operati	line Telepho (304 ions): oof fall occi	one No.: 1) 854-3 urred at	Yetor 563 Dout 2 fe	eet above	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an anchorage. The information proceeding the cause 28. Equipment Man	ned: If accident (include intersection covided in this no	b) a Yes, Location e equipment in that has falk	nvelved, the exacten before. The	et locatione top in	c) on in the mine this area is	e, and status of res	scue and recon total strea	26. M very operati	line Telepho (304 ions): oof fall occi	one No.: 1) 854-3 urred at	Yetor 563 Dout 2 fe	eet above	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an anchorage. The information proceeding the cause	ned: If accident (include intersection covided in this no	b) a Yes, Location e equipment in that has falk	nvelved, the exacten before. The	et locatio	c) on in the mine this area is	e, and status of res	scue and recon total strea	26. M very operati	ine Telepho (304 ions): of fall occi	one No.: a) 854-3 urred at e of the i	Yetor 563 Dout 2 fe	eet above	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an anchorage. The information proceeding the cause 28. Equipment Man 30. District:	ned: If accident (include intersection) ovided in this no e of the accident infacturer: Mt. Hope	b) a Yes, Location e equipment in that has falk	nvelved, the exacten before. The	et locatione top in	c) on in the mine this area is LY and does ee: Mt. Hc	e, and status of res	scue and recon total strea	26. M very operati	ine Telepho (304 ions): of fall occident of the nature of	one No.: a) 854-3 urred at e of the i	Yetor 563 Dout 2 fe	eet above	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an anchorage. The information preregarding the cause 28. Equipment Man 30. District: C0400	ned: If accident (include intersection) ovided in this no e of the accident infacturer: Mt. Hope	b) a Yes, Location e equipment in that has falk	nvelved, the exacten before. The	et locatione top in	c) on in the mine this area is LY and does ee: Mt. Hc	e, and status of rest status of rest status of rest with the status of rest statu	scue and recon total strea	26. M very operati	ine Telepho (304 ions): of fall occident of the nature of	e of the i	Yetor 563 Dout 2 fe	eet above	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an anchorage. The information preregarding the cause 28. Equipment Man 30. District: C0400	ned: If accident (include in intersection in i	b) a Yes, Location e equipment in that has falk office is based	nvelved, the exacten before. The	et locatione top in	c) on in the mine this area is LY and does We: Mt. Ho 35. MSHA P	e, and status of reson Notified:	scue and recon total strea	26. M very operati	ine Telepho (304 ions): of fall occident of fall occident	e of the int Numb	Yetor 563 Dout 2 fe	eet above	Days
a) Total: 25. Autopsy Perform 27. Description of A The roof fell in an anchorage. The information preregarding the cause 28. Equipment Man 30. District: C0400 34. Accident Investi	ecident (includent intersection for the accident trufacturer: Mt. Hope igator:	b) a Yes, Location e equipment in that has falk office is based	on preliminary d	et locatione top in	c) on in the mine this area is LY and does We: Mt. Ho 35. MSHA P	e, and status of reson Notified:	scue and recon total strea	26. M very operati	ine Telepho (304 ions): of fall occident of fall occident	e of the int Numb	Yetor 563 Dout 2 fe	eet above	Days

Accident Investig	gati	on l	Dat	а				
Event Number	6	2	8	8	6	5	8	

U.S. Department of Labor

Mine Safety and Health Administration

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Event (validot)			·····								
A.Mine Information											
1. Mine ID Number:	2. Mine Name:			3, Ope	3. Operating Company Name:						
4 6 - 0 8 4 3 6	Upper Big Bran	ch Mine-South		Performance Coal Company							
4. Mine Location: (Town, County, and Sta	ate)			b. Unio	on Affiliation	:					
Montcoal, Raleigh, WV 25140				9999	No	ne (No Union At					
5. Mine Type:		6a. Material Mined/F			· _		7. Name Of	Seam: (Coal On	ıly)		
U Underground		122200 BITUM	INOUS COAL UNDE	RGROUNI	OMI Pa	art 46?	Eagle				
8. Mining Data a. Mining Method: 0	8 Longwall		b. Extrac	tion Metho	od:	0 2 s	hearer				
c. Haulage Method(s): 0 1 Conveye	or Belt										
d. Are explosives used in the extraction of		s No X									
9. Employment: At Time of Accident: a	. Underground:	16 b, Surface: 1	10. Production:(Coa	ıl oniy)	11. Hours	of Operation:	•	er Shift: 9			
Avg Mine Employment: a	ı. Underground: 2	203 b. Surface: 7	Avg Tons per Day:	7290	b. Shifts p	er Day: 3	c.Days pe	r Week: 7			
12. Number of Active MMU's:(Coal Only)	1	3. Methane Liberation:	,	14. Avera	ge Mining H	- 1	1				
a. Development 0 6 b. Retreat	0 1	Cubic Feet in 24 hou	rs 660118	Feet:	<u> </u>	6 Inc	hes: 0	6			
15. Management/Labor Officials:											
Title		Name Everett Hager	PC) Box 457	Whitesville,	Address WV 25209					
Superintendent		L veren riager									
											
B. Accident Information		7 T		18 000	ident Class	ification.	19	Number of			
16. Date(MM/DD/YY)/Time(24Hr.) of Ac		7. Type of Investigation:	1 1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2			nication. (Intersection in #	1 .	Deg. 1-5 Injuries:	0		
a. Date: 11/24/2009 b. Time:		Fatal Non-Fatai	Non-injury	X 0 7	#30 Brear	21.Number of I	2 01111				
20. Location of Accident/Injury/III. a. S			_		-	Companies Inv	•		0		
	ground Location:	0 4 Interse				Companies	VOIVEG III AG	ordent.			
22. Equipment Involved: a. Type:			b. Manufa	icturer:			e, Contr	ols.			
#1 c. Model No:		d. Serial N					6, 00/10	010.			
а.Туре:			b. Manufa	acturer:			e. Contr	ols:			
#2 c. Model No:		d. Serial N	umber:				e, com	010.			

23. Description of the Accident:

An unintentional roof fall occurred above the anchorage zone of the six foot torque tension bolts and eight foot cable bolts. The six foot torque tension bolts were used as primary support when the longwall panel was developed. The eight foot cable bolts were installed later for additional support. The fall occurred at the #50 break in the #2 entry at spad #22944. The fall occurred right at the eight foot cable bolts. The roof fall fell approximately eight feet from the immediate roof. The whole intersection fell in.

24. Conclusion:

The roof fall most likely occurred due to the stack rock with coal streak being thicker than the anchorage of the eight foot cable bolts.

25. Enforcement Actions: Indicate P for procedure type violation, C for condition type, or T for training type. Violation Type Violation Type Violation Number Violation Type Violation Number Violation Number Number Violation Number Numb	
Citation Order X Type/Action: 103(f) Summary of Violation: A 103(J) order was issued and modified to a 103(k) order upon any the mine site. This order is being issued to prevent the destruction of any evidence which would assist in the investigation of august or causes of the accident. Citation Order Type/Action: Summary of Violation: IC: Citation Order Type/Action: Summary of Violation:	
the mine site. This order is being issued to prevent the destruction of any evidence which would assist in the investigation of cause or causes of the accident. Citation Order Type/Action: Summary of Violation: IC: Citation Order Type/Action: Summary of Violation:	
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Citation Order Type/Action: Summary of Violation:	
IC:	
C. MSHA Information	
26. Last Quarter NFDL Injury Incidence Rate (PEIR) for: 27. Did Technical Support participate in this investigation? 28. Part 50 Document Control Number:(Form 70)	100-1):
Industry: This Mine: Contractor: 4,27 7,84 Yes No X	
29. MSHA District Office: 30. MSHA Field Office: 31. Date Last Regular Inspection Completed	:
Mt. Hope WV 09/30/2009	
32. Lead Accident Investigator: Name; AR No; Date: AR No.: 33. Date On-site Investigation Started: 34. Formal Report: 35. Report Re	lease Date:
Name: Date: 11/30/2009 11/24/2009 Yes No X	

0											•				
. General Information . Type of Fali:											M/NM C	Only	,		
a. Roof/Back	x	b. Rib			c. Face		1		d. Outburst		e. Rockt	burst			
, Dimension of Fall:	Feet		11	Feet				Feet	Inches	3.	Width of Entry, Room,	etc	Feet	Inche	s
a. Length	3 0	b. W	idth	3 0		c. Ti	nickness	0 8	0 0				2 0	0	0.
4. Immediate Roof/Back In	nformation: a. Thick	Fee		Inches b. S	Strata Comp	oositi	on: (0-2' Shale	e						
5. Main Roof/Back Informs		1000													
	Thickness	Feet	2	b. S	Strata Comp	oositi	on: S	Sandston	ie						
6. Was the fall above the a		J	1					ali affect	ventilation resu	ulting	in less than required q	uantity	y or qua	ality?	
o. Was the fall above the		es X	N	1 1	. 1								Yes	x	No
8. Did the fall affect the par					<u> </u>	1									
·		es	N												
Did miners have indicati	ion of the pe	nding fall?													
		Yes	N	o X											
10. If indication was given,	- A774			<u> </u>		*******									
<u> </u>															
B. Fall on Working Section		ace Area													
11. Type of Roof Support	t:														
12. Type of ATRS (Coal	only):														
13. Type of Original Supp	port in Fall A	rea:													
va. Type or triginian cap,	,														
14. Distance Between Fa	all and Face:			Inches						····					
C. Fall Outby Working	Saction (Pro			O Area			.,								
15. Location and Type of															
Intake	Litay (mas	io, return, ri									•				
16. Approximate Date of	Developmer	at (MM/DD/	YYYY): a, Date:	12/31/20	008									
17. Type of Original Sup															
Six foot torque tension	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,														
D. Operator's Investiga	ation														
18. Did the operator inv	estigate the	fall? Ye	es	X	No										
19. What did the operat	or determine	to be the	ause	of the fall											
Fault in the top.															
•															
20. What steps did the c	perator take	to prevent	a sim	nilar occurrence	e?										
Additional supports in the	e area with f	ault in the r	oof.	,											
E. Plan Revisions															
21. Are plan revisions an	nticipated (Co	oal only)?		Vos 1 I	No	n	lvi		-						
	. , , -			Yes	140		X				4				

The following safety precautions shall be followed when cleaning up the roof fall that occurred at the #50 crosscut in the intake (Spad No. 22944) at Upper Big Branch Mine:

- All approaches to the fall will have loose rock and brows scaled and will be dangered off with signs and barriers to entry.
- All persons working in the affected area will be instructed in the rehabilitation plan.
- A certified foreman shall oversee all work.
- No inexperienced miners will be allowed to work in the immediate area.
- A copy of this rehabilitation plan will be posted at all approaches to the work area and in the mine office.
- No person shall work inby the second row of permanent support except to install permanent or temporary roof support.
- Damaged roof bolts shall be installed in accordance with the approved Roof Control Plan.
- A Fletcher Roof Bolter with ATRS will be used to bolt in the fall area.
- A Joy 12CM-12 continuous miner or scoops will be used to clean up or move the fall material.
- Beginning 80' outby the fall in the intake entry, 8' cable bolts will be spotted with two cable bolts installed between each row of permanent support.
- 10' test holes shall be drilled no further than 20' apart while approaching the fall. If a separation is located in the top, the bolts shall be sized so that each bolt is anchored at least one foot above the separation.
- Fall material may be ramped up upon with scoop or miner to allow loose material
 to be taken down and to establish a working surface for the roof bolter to install
 permanent support.
- Any brows or offsets in the roof shall be supported with supplemental support in accordance with the approved roof control plan.
- After the roof fall is cleaned and resupported, the following supplemental support shall be installed prior to production commencing:
 - Five (5) nine point cribs shall be installed in the #50, #51, and #52
 intersections in the track entry. These cribs shall be installed in a star
 pattern in the intersection.
 - o The LOC for the longwall section shall have additional four point cribs installed to narrow the travel way down to 6' in width.