### Mine Activity Data

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

	10-26-0	
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1. Action: 2. Ac code a. New Entry 5 b. Update Code		"4	3. I	ent Nun	<sup>nber:</sup> 4	1106	70	j. j.,		
· · · · · · · · · · · · · · · · · · ·	te Event	10/25/200	6 N			8436		· Taylor		
7a. Organization Code (Mine Assignment)  20401  b. Wor Identifi	k Group er 01	9. Compa	iny Name	PE	RFORM	ANCE C	OAL CO	MPANY		
8a, Organization Code (AR Assignment) 20401 b. Wor	k Group 01 er	10. Mine	Name	UP	PER BIO	3 BRAN	CH MINE	SOUT	<del>1</del>	<del></del>
11. Report Type (check one) a. First  b. Interim  c.	Last  d. Not A	pplicable		2. Area of		a. Active Sections	1		Idle ctions '	1
c. Outby d. Shafts/ e. Surface Areas (UG)	f. Surface Workings	g. Compa Records	my 🗸	h. ATF		i. Impou	ndments		j. Refuse Piles	• 🗆
k. Major (1) Shaft/ (2) Impoundment Construction Slope Construction Sinking	(3) Buildings		) Dragline/ ovel:		(5) Oth	ier	l. Mi	scellane	ous 🗍	
m. MMU/Pit Number										
ග 0080										
13. Number of Samples Collected a. Air 0 b. Rock Dust Samples Spot	0 c. Rock Dust Survey	0	d. Respi Dust	rable (	)	e. Noise	0	f. O	ther 0	***************************************
14. Impoundments/Refuse Piles:  a. Number b. FHC c. Configuration	5. Prime Independent Contractor Codes (Major Construction)									
· ·	16. Inspection Results									
	10, hispection results		Citatio	na	Order	•6	Safegu	arda	Othe	
	a. This Inspection		Coal Opr		Coal Opr	Ind Con	Coal Opr	Ind Con	Coal Opr	Ind Con
	(1) New Issuances		1	0	0	0	0	0	0	0
	(2) Terminations/V		0/0	0/0	0/0	0/0	0/0	0/0	0/0	0/0
	(3) Modifications/I	Extensions	/ 0/0	0/0	0/0	0/0	0/0	0/0	0/0	0/0
	(4) Left Pending		1	0	0	0	0	0	0	0
	b. Previously Issued	?	A 14	6.40	0.10	0.10	0.10	0.45	0.10	0.12
	(1) Modifications/I		0/1	0/0	0/0	0/0	0/0	0/0	0/0	0/0
<u> </u>	(2) Terminations/V	/acations	3/0	0/0	0/0	0/0	0/0	0/0	0/0	0/0
18. Signature and Card Number of Authorized Representative Right of Entry Person(s) Responsible for Activity	<u>.</u>	narks:		i.						
a b	Card Number 23855									
c.										
<u>d.</u>										
19. Key Entered By Date										

Activity Calendar

Event Number: 4110670

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							
10/23/2005	1				100		

	•	1 /
R # :	Citation	/ Comment
R/HFI⊖	Citation	// Iraar

11/15/05

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

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Section IViolation	on Data				·										
. Date	Mo Da 10/25/20		2. Time (2-	4 Hr: Cl						3. Cita Ord	ition/ ler Numl	per 7	24299	5	
I. Served To IIM GRISWOLD, FOREMAN								5. Operator PERFORMANCE COAL COMPANY							
B. Mine	TOLD, I	ONLIV	III.		\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \		7. Mine ID	-			/1711 / <b>1</b>	T / T			
JPPER BIO		CH M	NE-SOU	TH			7. Wine ID	46	.0843	6				(Contrac	tor)
3. Condition or														otice (103g)	
					for the tra										
	_				. The line	is	apart	at	37,	33,	23,	6 an	d one	e break	
inby HG	19 s€	ectio	n swi	tch.											
				-							•				
														•	
÷															
											•				
															_
										S	ee Contin	uation Fo	rm (MSHA	Form 7000-3a)	<u> </u>
9. Violation	A. Health	_	B. Section of Act	•	ļ		art/Section of tie 30 CFR			7	5 1600	2/3			
	Safety Other		OI ACI			. "	116 20 Ct IV			/.	5.1600	)-2(e)		,	
Section IIInspe															
10. Gravity:															***************************************
A. Injury or	Iliness (has	s) (is):	No Likeliho	ood 🗌	Unlikely 🗸		Reasonably	Likely		Highly	Likely [		Occurre	ed 🗌	
B. Injury or	illness coul be expected		No Los	t Work	days ⊡ Lost V	//orkd	lays Or Restri	cted D	uty 🗸	Peri	manently	/ Disablir	ng 🗌	Fatal [	
C. Significa	**************************************		Voc	П	No <b>✓</b>					D. Num	ber of P	ersons A	Affected:	010	
14 Northwese	- /ah - 1/	_\			<del> </del>					<u> </u>		<del></del>			
11. Negligence			A. None	<u> </u>			oderate 🗸		D. High				s Disregar		
12. Type of Ac	tion	104(	a)		13. Type of	Issuai	nce (check on	ie)	. (	Citation v		Order		Safeguar	d 📗
<ol> <li>Initial Action</li> <li>A. Citation</li> </ol>		der 🔲	C. Safegua	ard 🔲	D. Written Notice		E. Citation/ Order Nun	nber				F. (	Dated	Mo Da	/r
15. Area or Eq	uipment				, , , , , , , , , , , , , , , , , , ,					***************************************		<u> </u>	<del></del>		***************************************
	1		•												
					· · · · · · · · · · · · · · · · · · ·										
16. Terminatio	n Due	A. Date	Mo Da		B. Time (24 Hr. Cloc	k)	0800			-					
O			10/26/20	JUD	<u> </u>							·			
Section IIITern		on					<del></del>	<del></del>				• · · · · · · · · · · · · · · · · · · ·		·	
17. Action to T	emmate														
· ; · · · · · · · · · · · · · · · · · ·					-th										
18. Terminated	d A. Date	Mo	Da Yr	B. Tim	e (24 Hr. Clock)										
Section IVAuto	omated Syste	em Data												······	
19. Type of Ins		F02	20. Event	Numbe	r 4110670	0	21. Pr	imary o	r Mill						
22. Signature									,	2	3. AR N	umber	238	355	
MSHA Form 70	00-5, Mar 85	(revised)	in accord	iance wi	in the previsions of the S	mali E	susiness Regul	atory En	forcemen	nt Fairness	Act of 19	96, the S	mall Busine	ess Administra	tion

MSIA Form 7000-3, Mar 85 (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 business 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	Citation	n/Order
Conti	ก็ผลปักก	

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N/A	

Continuation					lety and riean			
Section ISubsequent	Action/Continuation Data							
1. Subsequent Action	on 1a. Continuation	2. Dated (Original Issue)	Mo Da 10/25/20	'''	3. Citation/ Order Number	7242995 - 01	*	· · · · · · · · · · · · · · · · · · ·
4. Served To				5. Operato	r			
JIM GRISWOI	LD, FOREMAN			PERFO:	RMANCE CO	AL COMPANY		
6. Mine				7. Mine ID	46.0042		(Contractor)	
UPPER BIG B	RANCH MINE-SO	UTH		١ ،	46-0843	0		
Section IIJustification	n for Action	Contraction of the Contraction o			<u>anni ann an 1864 an Canal an 1865 an 1866 an 1</u> Tagairtí		elle et de la filipia de l La filipia de la filipia d	postalización de la construcción

The communication line was repaired in the  ${\rm HG}\ 20$  section and communication restored on the track.

Section IIISubsequent Action Taken					See Continuation Form
	Yr B. Time (24 Hr. Clock)	SEPTIMENT (SEPTIMENT)	C. Vacated	✓ D. Terminated	E. Modified
9. Type of Inspection E01	0. Event Number 4110669				
11. Signature	AR Number 23855	12. Date	Mo Da Yr 10/27/2005	13. Time (24 Hr. Cloo 2300	ж)

Mine	Citation/	Order,
Conti	nuation	ь

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Section ISubsequent Action/Continuation Data		100-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-1-101-			
1. Sübsequent Action 1a. Continuation 2. Dated (Original Is:	Mo Da Yr 3. Citation/ 10/06/2005 Order Number	7242990 - 01			
	7 10/00/2005				
4. Served To	5. Operator				
JIM GRISWOLD, FOREMAN	PERFORMANCE CO.	PERFORMANCE COAL COMPANY			
6. Mine	7. Mine ID	(Contractor)			
UPPER BIG BRANCH MINE-SOUTH	46-08436	)			
Section IIJustification for Action					

The operator has repaired the stoppings between the intake and the belt entries in the lower big branch section from 12 cross cut to the feeder.

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Section III-Subsec	quent Action Ta	<del>(e</del> n								
8. Extended To	A. Date Mo	Da	Yr	3. Time (24	Hr. Clock)		C. Vacated	✓ D. Terminated	E. Modified	INZERO
Section IV-Inspec	tion Data		0.000-0.000-0.000-0.0000-0.0000-0.0000-0.0000-0.0000-0.0000-0.0000-0.0000-0.0000-0.0000-0.0000-0.0000-0.0000-0							9228
9. Type of Inspe	ction E02	netri i di selezi di	10. Eve	nt Number	4110670					221
11. Signature					AR Number	12. Date	Mo Da Yr	13. Time (24 Hr. Clock	()	_
					23855		10/25/2005	2030	100	

MSHA Form 7000-3a, Mar 85 (revised)

Mine	Citation.	Order
	nuation	

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Section ISubsequent Action/Continuation Data			and the second section of the second section is a second section of the second section is a second section of the second second section is a second s	ya manazari ya 11 dagama Anzari ya 11 maya 12 manaza 12 manaza 12 manaza 12 manaza 12 manaza 12 manaza 12 manaz		
1. Subsequent Action 1a. Continuation	2. Dated (Original Issue)	Mo Da 10/12/2	Yr 005	Citation/ Order Number	7242992 - 01	
4. Served To			5. Operat	or		
JIM GRISWOLD, FOREMAN			PERFC	RMANCE CO	AL COMPANY	
6. Mine		······	7. Mine II	16.0043		(Contractor)
<b>UPPER BIG BRANCH MINE-SO</b>	UTH			46-0843	b	
Section II-Justification for Action						

The operator has cleaned up the loose coal under the bottom rollers of the number 3 north main belt conveyor at 114 to 115, 112 to 113, 108 to 109 and 101.

										See Continuation Form	1
Section III-Subsec	uent Action Take	n									-
8. Extended To	A. Date Mo	Da	Yr	B. Time (24	1 Hr. Clock)		☐ C. Va	acated	D. Terminated	E. Modified	**
Section IV-Inspec	tion Data	Appendial William Vices									122
9. Type of Inspec	ction E02		10. E	rent Number	4110670				. ·		
11. Signature					AR Number	12. Date	Mo Da	Yr	13. Time (24 Hr. Clo	ock)	Ī
					23855		10/25/	2005	2030		_

Mine Citation/Order	,
Continuation-	

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Section I-Subsequent Action/Continuation Data				Commence of the State of the St		o de mais de la mais de la casa de decentra escribente la mise de presentamente en esta de democraça de la cas La casa de la casa de l
1. Subsequent Action 1a. Continuation	2. Dated (Original Issue)	Mo Da 10/12/2	••	3. Citation/ Order Number	7242993 - 01	·
4. Served To			5. Operat			
JIM GRISWOLD, FOREMAN			PERFO	RMANCE CO	AL COMPANY	
6. Mine			7. Mine ID	16 00 43	<i>C</i>	(Contractor)
<b>UPPER BIG BRANCH MINE-SO</b>	UTH			46-0843	6	
Section II-Justification for Action						

The loose coal has been cleaned up except in the take-up and the operator requested additional time and additional time is granted.

Statement Commence and Commence		·X///			700 S 12 S				endigeboorgen Allein liight 22 stan 200 shi keessa ah ka saa ay 200 shi keessa ah ka saa saa saa saa saa saa s	See Continuation For	m []
Section IIISubsection	quent Act	ion Take	n								
8. Extended To	A. Date	Мо 1(	Da \ 0/27/20	Yr 105	B. Time (24 I	Hr. Clock)	1500 .	☐ C. Vacated	D. Terminated	E. Modified	
Section IV-Inspec	tion Data					***************************************					
9. Type of Inspe	ction	E02	10	0. Ev	ent Number	4110670		ничество подгожения выпоснования реалигиство на последний выпоснования выпоснования выпоснования выпоснования	стано о 49-и о - о - о - о - о - о - о - о - о - о	Account to the latest and the second	estantesta / eggpenn
11. Signature						AR Number 23855	12. Date	Mo Da Yr 10/25/2005	13, Time (24 Hr. Cla 2030	ock)	

Mine Citation/Order	
Continuation	

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Section ISubsequent Action/Continuation Data			<u> </u>		militaria (m. 1914) yana ayan ayan ayan ayan ayan ayan aya	- Anna a treatain ann ann ann an an an ann an an an an a
Subsequent Action 1a. Continuation	2. Dated	Mo Da	Yr	3. Citation/	7242004 01	
	(Original Issue)	10/12/20	05	Order Number	7242994 - 01	
4. Served To			5. Operato	T .	······	
JIM GRISWOLD, FOREMAN			PERFO	RMANCE CO	AL COMPANY	
6. Mine			7. Mine ID	16.0040		(Contractor)
<b>UPPER BIG BRANCH MINE-SO</b>		46-08436				
Section II-Justification for Action	Mandanday rassuum ta yoolisa reebessiin Mandaneeri ilga qabaadiga qibaadidaneeri.		n y taganina sayanin sangan sa katalanga sa s	***************************************	ter ter terme transcer til ter state til terste til er ter state state til en eg ter til known og etter til en e Etter	

The loose coal has been cleaned up under the bottom rollers of the 1 north belt conveyor from the tail to 43.

	, , , , , , , , , , , , , , , , , , ,		See Continuation Form	
Section III-Subsequent Action Taken				- AND
8. Extended To A. Date Mo Da	B. Time (24 Hr. Clock)	☐ C. Vacated	D. Terminated E. Modified	
Section IVInspection Data				manifesta)
9. Type of Inspection E02	10. Event Number 4110670	Vacavita - V	200000000000000000000000000000000000000	legent con-level in
11. Signature	AR Number	12. Date Mo Da Yr	13. Time (24 Hr. Clock)	
	23855	10/25/2005	2030	
MSHA Form 7000-3a, Mar 85 (revised)				

Mine	Citation/Order-
Conti	nuation

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Section I-Subsequent Action/Continuation Data							
1. Subsequent Action 1a. Continuation	2. Dated	Мо	Da	Yr	3. Citation/	7742124 01	
	(Original Issue)	10/1	2/200	05	Order Number	7243134 - 01	
4. Served To				5. Operato	ΣΓ		
JIM GRISWOLD, FOREMAN			- (	PERFO	RMANCE CO	AL COMPANY	
6. Mine				7. Mine ID	46.0040		(Contractor)
UPPER BIG BRANCH MINE-SO		46-0843	6				
Section IIJustification for Action							

The phone line was disconnected and moved away from the high voltage line and the other cables were not energized.

INVESTIGATION OF THE PROPERTY								Marcola and a second	See Continuation Form
Section IIISubsequent Action Taken									
8. Extended To A. Date Mo Da	Yr	B. Time (24	Hr. Clock)			C. Va	cated	✓ D. Terminated	E. Modified
Section IV-Inspection Data							<del>iddinginannasia</del>		
9. Type of Inspection E01	10. E	vent Number	4110669	zazan yang gapi gang pagilin ta Malamata Malamata In	17779-57779E-774E-1	<u> </u>			en karatan mengelangan mengelangan pendangan di keberatan keratan di kebuah beratan beratan beratan beratan ber Pendangan beratan bera
11. Signature			AR Number	12. Date	Мо	Da	Yr	13. Time (24 Hr. Clo	ock)
			23855		1	0/25/	2005	2030	
MSHA Form 7000-3a, Mar 85 (revised)						<u> </u>			