

Mine Activity Data

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



1. Action: a. New Entry <input checked="" type="checkbox"/> b. Update <input type="checkbox"/>		2. Activity Code: E02		3. Event Number: 4110670	
4. Date Event Started: 10/25/2005		5. Date Event Finished: 10/25/2005		6. Mine ID: 46-08436	
7a. Organization Code (Mine Assignment) 20401		b. Work Group Identifier 01		9. Company Name PERFORMANCE COAL COMPANY	
8a. Organization Code (AR Assignment) 20401		b. Work Group Identifier 01		10. Mine Name UPPER BIG BRANCH MINE-SOUTH	
11. Report Type (check one) a. First <input type="checkbox"/> b. Interim <input type="checkbox"/> c. Last <input type="checkbox"/> d. Not Applicable <input checked="" type="checkbox"/>				12. Area of Inspections a. Active Sections 1 b. Idle Sections 4	
c. Outby Areas <input checked="" type="checkbox"/>		d. Shafts/Slopes <input type="checkbox"/>		e. Surface Areas (UG) <input checked="" type="checkbox"/>	
f. Surface Workings <input type="checkbox"/>		g. Company Records <input checked="" type="checkbox"/>		h. ATF <input type="checkbox"/>	
i. Impoundments <input type="checkbox"/>		j. Refuse Piles <input type="checkbox"/>			
k. Major Construction <input type="checkbox"/>		(1) Shaft/Slope Sinking		(2) Impoundment Construction	
		(3) Buildings		(4) Dragline/Shovel:	
		(5) Other		l. Miscellaneous <input type="checkbox"/>	
m. MMU/Pit Number (1) 0080 (2) 0090 (3) 0150 (4) 0300 (5) 0310					

13. Number of Samples Collected	a. Air Samples 0	b. Rock Dust Spot 0	c. Rock Dust Survey 0	d. Respirable Dust 0	e. Noise 0	f. Other 0
---------------------------------	------------------	---------------------	-----------------------	----------------------	------------	------------

14. Impoundments/Refuse Piles: a. Number b. FHC c. Configuration	15. Prime Independent Contractor Codes (Major Construction)								
	16. Inspection Results								
	a. This Inspection		Citations		Orders		Safeguards		Other
		Coal Opr	Ind Con	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/Vacations		0/0	0/0	0/0	0/0	0/0	0/0	0/0	0/0
(3) Modifications/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									
(1) Modifications/Extensions		0/1	0/0	0/0	0/0	0/0	0/0	0/0	0/0
(2) Terminations/Vacations		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

a. Card Number 23855

b. _____

c. _____

d. _____

17. Remarks:

19. Key Entered By _____ Date _____

Shift	Sun			Mon			Tue			Wed			Thur			Fri			Sat		
	1	2	3	1	2	3	1	2	3	1	2	3	1	2	3	1	2	3	1	2	3
Week 1	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10/23/2005																					



Section I--Violation Data

1. Date Mo Da Yr 10/25/2005	2. Time (24 Hr. Clock) 1800	3. Citation/ Order Number 7242995
4. Served To JIM GRISWOLD, FOREMAN		5. Operator PERFORMANCE COAL COMPANY
6. Mine UPPER BIG BRANCH MINE-SOUTH		7. Mine ID 46-08436 (Contractor)
8. Condition or Practice		

8a. Written Notice (103g) ☐

The communication line for the track communication is not being maintained in the Headgate 20 section. The line is apart at 37, 33, 23, 6 and one break inby HG 19 section switch.

See Continuation Form (MSHA Form 7000-3a) ☐

9. Violation	A. Health <input type="checkbox"/> Safety <input checked="" type="checkbox"/> Other <input type="checkbox"/>	B. Section of Act	C. Part/Section of Title 30 CFR 75.1600-2(e)
--------------	--	----------------------	--

Section II--Inspector's Evaluation

10. Gravity:				
A. Injury or Illness (has) (is): No Likelihood <input type="checkbox"/> Unlikely <input checked="" type="checkbox"/> Reasonably Likely <input type="checkbox"/> Highly Likely <input type="checkbox"/> Occurred <input type="checkbox"/>				
B. Injury or illness could reasonably be expected to be: No Lost Workdays <input type="checkbox"/> Lost Workdays Or Restricted Duty <input checked="" type="checkbox"/> Permanently Disabling <input type="checkbox"/> Fatal <input type="checkbox"/>				
C. Significant and Substantial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				D. Number of Persons Affected: 010
11. Negligence (check one) A. None <input type="checkbox"/> B. Low <input type="checkbox"/> C. Moderate <input checked="" type="checkbox"/> D. High <input type="checkbox"/> E. Reckless Disregard <input type="checkbox"/>				
12. Type of Action 104(a)		13. Type of Issuance (check one) Citation <input checked="" type="checkbox"/> Order <input type="checkbox"/> Safeguard <input type="checkbox"/>		
14. Initial Action A. Citation <input type="checkbox"/> B. Order <input type="checkbox"/> C. Safeguard <input type="checkbox"/> D. Written Notice <input type="checkbox"/>		E. Citation/ Order Number		F. Dated Mo Da Yr
15. Area or Equipment				

16. Termination Due	A. Date Mo Da Yr 10/26/2005	B. Time (24 Hr. Clock) 0800
---------------------	-----------------------------------	--------------------------------

Section III--Termination Action

17. Action to Terminate

18. Terminated	A. Date Mo Da Yr	B. Time (24 Hr. Clock)
----------------	---------------------	------------------------


Section IV--Automated System Data

19. Type of Inspection (activity code) E02	20. Event Number 4110670	21. Primary or Mill
22. Signature		23. AR Number 23855

MSHA 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 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 Citation/Order
Continuation

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

11/11
10-31-05


Section I--Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input checked="" type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 10/25/2005	3. Citation/ Order Number 7242995 - 01
4. Served To JIM GRISWOLD, FOREMAN	5. Operator PERFORMANCE COAL COMPANY	
6. Mine UPPER BIG BRANCH MINE-SOUTH	7. Mine ID 46-08436 (Contractor)	

Section II--Justification for Action

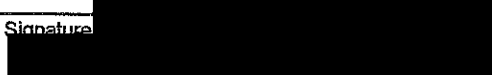
The communication line was repaired in the HG 20 section and communication restored on the track.

See Continuation Form ☐

Section III--Subsequent Action Taken

8. Extended To	A. Date Mo Da Yr	B. Time (24 Hr. Clock)	<input type="checkbox"/> C. Vacated	<input checked="" type="checkbox"/> D. Terminated	<input type="checkbox"/> E. Modified
----------------	------------------	------------------------	-------------------------------------	---	--------------------------------------

Section IV--Inspection Data

9. Type of Inspection E01	10. Event Number 4110669		
11. Signature 	AR Number 23855	12. Date Mo Da Yr 10/27/2005	13. Time (24 Hr. Clock) 2300

Mine Citation/Order
Continuation

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

10-26-05



Section I--Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input checked="" type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 10/06/2005	3. Citation/ Order Number 7242990 - 01
4. Served To JIM GRISWOLD, FOREMAN	5. Operator PERFORMANCE COAL COMPANY	
6. Mine UPPER BIG BRANCH MINE-SOUTH	7. Mine ID 46-08436 (Contractor)	

Section II--Justification 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.

See Continuation Form ☐

Section III--Subsequent Action Taken

8. Extended To	A. Date Mo Da Yr	B. Time (24 Hr. Clock)	<input type="checkbox"/> C. Vacated	<input checked="" type="checkbox"/> D. Terminated	<input type="checkbox"/> E. Modified
----------------	------------------	------------------------	-------------------------------------	---	--------------------------------------

Section IV--Inspection Data

9. Type of Inspection E02	10. Event Number 4110670
11. Signature [Redacted]	AR Number 23855
12. Date Mo Da Yr 10/25/2005	13. Time (24 Hr. Clock) 2030

Mine Citation/Order
Continuation

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

10-26-05



Section I--Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input checked="" type="checkbox"/> <input type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 10/12/2005	3. Citation/ Order Number 7242992 - 01
4. Served To JIM GRISWOLD, FOREMAN	5. Operator PERFORMANCE COAL COMPANY	
6. Mine UPPER BIG BRANCH MINE-SOUTH	7. Mine ID 46-08436 (Contractor)	

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 ☐

Section III--Subsequent Action Taken

8. Extended To	A. Date Mo Da Yr	B. Time (24 Hr. Clock)	<input type="checkbox"/> C. Vacated <input checked="" type="checkbox"/> D. Terminated <input type="checkbox"/> E. Modified
----------------	------------------	------------------------	--

Section IV--Inspection Data

9. Type of Inspection E02	10. Event Number 4110670
11. Signature [Redacted]	AR Number 23855
12. Date Mo Da Yr 10/25/2005	13. Time (24 Hr. Clock) 2030

Mine Citation/Order
Continuation

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

10-26-05



Section I--Subsequent Action/Continuation Data

1. Subsequent Action <input checked="" type="checkbox"/> 1a. Continuation <input type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 10/12/2005	3. Citation/ Order Number 7242993 - 01
4. Served To JIM GRISWOLD, FOREMAN	5. Operator PERFORMANCE COAL COMPANY	
6. Mine UPPER BIG BRANCH MINE-SOUTH	7. Mine ID 46-08436 (Contractor)	

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.

See Continuation Form ☐

Section III--Subsequent Action Taken

8. Extended To	A. Date Mo Da Yr 10/27/2005	B. Time (24 Hr. Clock) 1500	<input type="checkbox"/> C. Vacated	<input type="checkbox"/> D. Terminated	<input type="checkbox"/> E. Modified
----------------	-----------------------------------	--------------------------------	-------------------------------------	--	--------------------------------------

Section IV--Inspection Data

9. Type of Inspection E02	10. Event Number 4110670
11. Signature [Redacted]	AR Number 23855
12. Date Mo Da Yr 10/25/2005	13. Time (24 Hr. Clock) 2030

Mine Citation/Order
Continuation

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

10-26-05



Section I--Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input checked="" type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 10/12/2005	3. Citation/ Order Number 7242994 - 01
4. Served To JIM GRISWOLD, FOREMAN	5. Operator PERFORMANCE COAL COMPANY	
6. Mine UPPER BIG BRANCH MINE-SOUTH	7. Mine ID 46-08436 (Contractor)	

Section II--Justification for Action

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


8. Extended To	A. Date Mo Da Yr	B. Time (24 Hr. Clock)	<input type="checkbox"/> C. Vacated	<input checked="" type="checkbox"/> D. Terminated	<input type="checkbox"/> E. Modified
----------------	------------------	------------------------	-------------------------------------	---	--------------------------------------

Section IV--Inspection Data

9. Type of Inspection E02	10. Event Number 4110670
11. Signature [Redacted]	AR Number 23855
12. Date Mo Da Yr 10/25/2005	13. Time (24 Hr. Clock) 2030

Mine Citation/Order
Continuation

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

70-26-05


Section I--Subsequent Action/Continuation Data

1. Subsequent Action 1a. Continuation <input checked="" type="checkbox"/>	2. Dated (Original Issue) Mo Da Yr 10/12/2005	3. Citation/ Order Number 7243134 - 01
4. Served To JIM GRISWOLD, FOREMAN	5. Operator PERFORMANCE COAL COMPANY	
6. Mine UPPER BIG BRANCH MINE-SOUTH	7. Mine ID 46-08436 (Contractor)	

Section II--Justification for Action


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

See Continuation Form ☐

Section III--Subsequent Action Taken

8. Extended To	A. Date Mo Da Yr	B. Time (24 Hr. Clock)	<input type="checkbox"/> C. Vacated	<input checked="" type="checkbox"/> D. Terminated	<input type="checkbox"/> E. Modified
----------------	------------------	------------------------	-------------------------------------	---	--------------------------------------

Section IV--Inspection Data

9. Type of Inspection E01	10. Event Number 4110669		
11. Signature 	AR Number 23855	12. Date Mo Da Yr 10/25/2005	13. Time (24 Hr. Clock) 2030