

Date 1/23/08Time: 0730CIT. NO.: 727911STANDARD: 75.364 (a) (i)

THE LIFT RETURN FOR THE NO. 2 SECTION (MINN 040, 041) COULD NOT BE EXAMINED IN ITS ENTIRETY. WATER HAD BEEN PERMITTED TO ACCUMULATE IN THE FACE OF THE NO. 3 DPP IN THE WORKED OUT AREA. THE WATER WAS OVER 1 BR. LONG, INCLUDING X-CUTS AND IN EXCESS OF 24".

- THE VIOLATION HAD EXISTED FOR AT LEAST 3 DAYS. THIS CONDITION WAS REPORTED IN THE WEEKLY EXAM LOG FOR THIS AREA ON THE LAST INSPECTION

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Supervisor's Initials and Date

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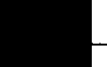
GPO U.S. GPO: 2006-640-217

Date 1/23/08Conducted on 1/23/08 by

- THIS CONDITION WOULD EXPOSE 1 PERSON TO HAZARD THE FIRE SECTION POSSIBLY THE SECTION CREW.

- IT IS UNLIKELY THAT AN ACCIDENT WOULD OCCUR. THERE WAS NO PRESENCE OF CHY IN THE AREA NOR LOW O₂. AIR WAS MOVING THROUGH THE AREA AND AIR REACHINGS COULD BE TAKEN ON BOTH SIDES OF THE DPP, HOWEVER THE FACE AREA COULD NOT BE EXAMINED.

- IF AN ACCIDENT WOULD OCCUR IT WOULD MOST LIKELY

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RR
1-23-08Date 1/23/08

RESULT IN LOST WORK DUE TO RESTRICTED CIRCULATION TO STABILIZING HAZARDS IN THE MINING WATER ON RESTRICTING THE RETURN AT THE DPP IF CONDITION WOULD CONTINUE UNABATED AND MAJOR GASES OR LOW O₂ COULD HAPPEN IN THE AREA.

- THE OPERATOR HAS ORDERED A PERMISSIBLE PUMP / PUMP CABLE AND CHARGE LINE. HE HAS ALREADY SET A D-DOT TO PUMP THE PUMP.

- RESTART SET FOR 1/24/08 @ 08:00

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Supervisor's Initials and Date

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Date 1/23/08Time: 09:20CIT NO.: 7279712STANDARD: 75.1725(a)

THE NO. 3 LBB Belt Drive was not being maintained in safe operating condition. TWO bearings in the stationary return roller, located aft. from the return take-up roller, had failed and the inner bar was turning on the metal roll. THERE WAS VISIBLE SMOKE coming off the roller and after the operator had taken the belt out of service, the roller was too hot to touch without safety gloves.

Inspector's Initials 

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Page No. 7Date 1/23/08

- THE AREA had been pre-shifted approx. 3 hrs prior to this condition occurring.
- Smoke could be seen upon arrival and smelt while passing by the belt head on the lower. I had traveled by the area @ 7:00 (approx.) and the condition was not ~~detectable~~ detectable to the senses. This condition occurred, therefore, as a result of low negligence.
- Upon traveling back through the area smoke could be seen and smelt and the roller could be heard.
- This condition most

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RR
1-23-08

Date 1/23/08Likely existed for 2 hours.

- it would be reasonably likely that an accident would occur. The roller was smoking and after replacing the roller it was too hot to touch without protective gloves.

- if an accident would occur it would most likely be fatal from a fire to a belt line and belt drives.

- there was a person in the area. Fire boss. that would be approach.

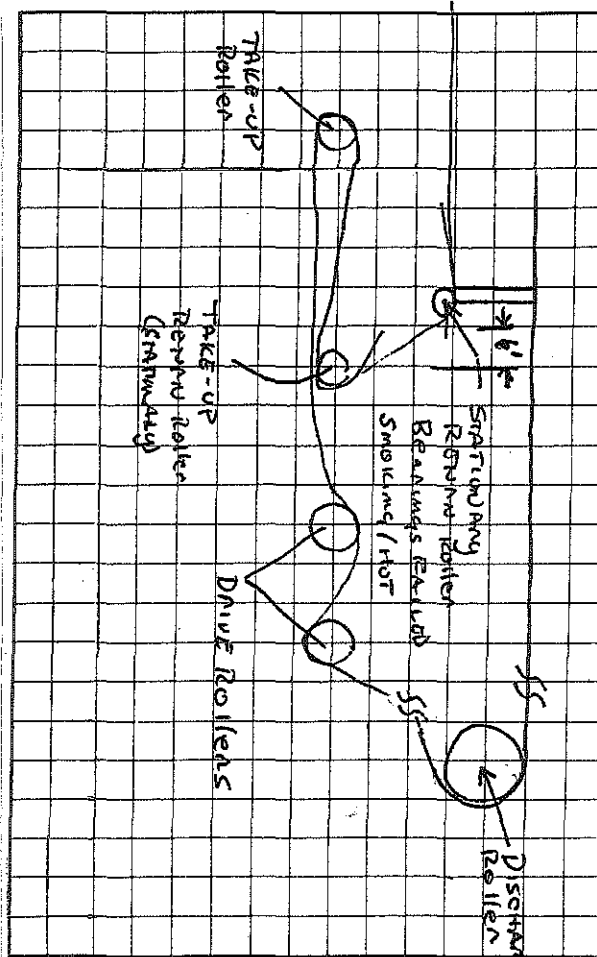
- Roller was replaced @ 9:30.

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*U.S. Government Printing Office: 1997 - 508-470

RR-
1-23-08

GENERAL INFORMATION COVER SHEET

Inspection Code EOZ Event No. 4120609Company Name Performance Coal Co.Mine Name Upper Big BranchMine I.D. Number 46-08436Date(s) of Mine File Review 1/23/08D Status N/A Citation/Order No. N/A Date N/ADates of Inspection: began 1/23/08 completed 1/23/08Pre-Inspection Conference Date 1/23/08Company Representative(s) Rick Hodge;Bill HanesMiners Representative(s) N/APost-Inspection Conference Date 1/23/08Company Representative(s) Rick HodgeMiners Representative(s) N/A

Comments: _____

Inspector's Initials [Redacted] Supervisor's Initials and Date RR 1-23-08

DAILY COVER SHEET

Date 1/23/08 Event No. 4120609Arrived at the Mine 5:30 Departed from the Mine 12:45List Records Books Checked Pre / on SHIRTWeekly Exam

Accompanied By: Company Representative

[Redacted]Miners Representative /

AREAS OF INSPECTION ACTIVITY:

DPP'S & EPP'S of NO. 2Sections.Inspector's Initials [Redacted]Supervisor's Initials and Date RR 1-23-08 Page No. 1Date 1/23/08Reviewed Miner File for
changes. None Found. Mine
EOI.Opened Event for EOZ.TRAVELLED TO mine office
Arrived @ 5:30.Met with SE - Rick Hodge
Plan to travel to DPP
And EP's 7, 4, 1.Assigned to travel w/
FB - Charlie Semenske.Travel from Driftmouth
to DPP's Regulation.Made facs @ DPP's
Chy formal. WATER in
exam of 24" @ DPP
#3.Inspector's Initials [Redacted]Supervisor's Initials and Date RR 1-23-08 Page No. 2

Date 1/23/08Time: 0730CIR. NO.: 727911STANDARD: 75.364 (a) (i)

THE left Return for the No. 2 Section (NMA 040, 041) could not be examined in its entirety. Water had been permitted to accumulate in the face of the NO. 3 DPP in the worked out area. THE lister was over 1000 ft. long, including X-cuts and in excess of 24".

- The violation had existed for at least 3 days. This condition was reported in the weekly exam book for this area on the last inspection.

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Date 1/23/08Conducted on 1/28/08 by [REDACTED]

- This Condition would expose 1 person to Hazard the fire hazard especially the section crew.

- It is certainly that an accident would occur. There was no presence of Chy in the area nor low O₂. Air was moving through the area and Air readings could be taken on both sides of the DPP, however the face area could not be examined.

- If an accident would occur it would most likely

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Result in lost work days or restricted duty due to falling hazards in the primary water on restricting the Return at the DPP if Condition would continue unabated and mine gases or low O₂ could happen in the area.

- THE operator has ordered a portable pump / pump cable and discharge line. He has already set a D-box to pump the pump.

- ABUTMENT Set for 1/26/08 @ 08:00

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Date 1/23/08

TRAVELLED Secondary way
OUT TO EP #7.

TOOK Air Reading @ EP7

Ac 30

Vc 730

Qc 21,900 CFM.

TRAVELLED TO EP 4. TOOK
Air Reading @ EP4.

Ac 4

Vc 580

Qc 3480 CFM

TRAVELLED TO EP 1. TOOK
Air Reading @ EP1

Ac 7.5

Vc 582

Qc 4365 CFM

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TOOK BOTTLE SAMPLE AT
EP1.

Okey 20.8 Dr. up Hamel hole

Cracks in mine floor

And there is some water

Bussling up from gas in
mine floor.

Bottle NO: W0470

TRAVELLED Lft Return to
Regulation @ mouth of LBB.

Ac 21

Vc 1,281

Qc 26,901 CFM

Circled back up main
Return to Regulation
at DPP.

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TOOK Air Reading/
Bottle Sample @ DPP Reg.

Air Reading

Ac 24

Vc 1,231

Qc 29,544 CFM

Air Entering @ EP's; 1, 4, 7
TOTAL EP: 29,745

Bottle Sample @ DPP Reg.
#: W0467

TRAVELLED TO outside
on the way outside of main
hazardous condition on
the #3 LBB belt drive.

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Date 1/23/08Time: 09:20Cit No.: 7279712Standard: 75.1725(a)

THE NO. 3 LBB Belt Drive WAS NOT BEING MAINTAINED IN SAFE OPERATING CONDITIONS. TWO BEARINGS IN THE STATIONARY RETURN ROLLER, LOCATED AFT. FROM THE RETURN TAKE-UP ROLLER, HAD FAILED AND THE INNER BAR WAS TURNING ON THE METAL ROLL. THERE WAS VISIBLE SMOKE COMING OFF THE ROLLER AND AFTER THE OPERATOR HAD TAKEN THE BELT OUT OF SERVICE, THE ROLLER WAS TOO HOT TO TOUCH WITHOUT SAFETY GLOVES.

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Date 1/23/08

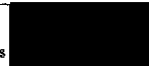
- THE AREA HAD BEEN PRE-SLIFTED APPROX. 3 HRS PRIOR TO THIS CONDITION OCCURRING.
- SMOKE COULD BE SEEN UPON ARRIVAL AND SMELT WHILE PASSING BY THE BELT HEAD ON THE BACK. I HAD TRAVELED BY THE AREA @ 7:00 (APPROX.) AND THE CONDITION WAS NOT ~~DETECTABLE~~ DETECTABLE TO THE SENSES. THIS CONDITION OCCURRED, THEREFORE, AS A RESULT OF LOW NEGLIGENCE.
- UPON TRAVELING BACK THROUGH THE AREA SMOKE COULD BE SEEN AND SMELT AND THE ROLLER COULD BE HEARD.
- THIS CONDITION MOST

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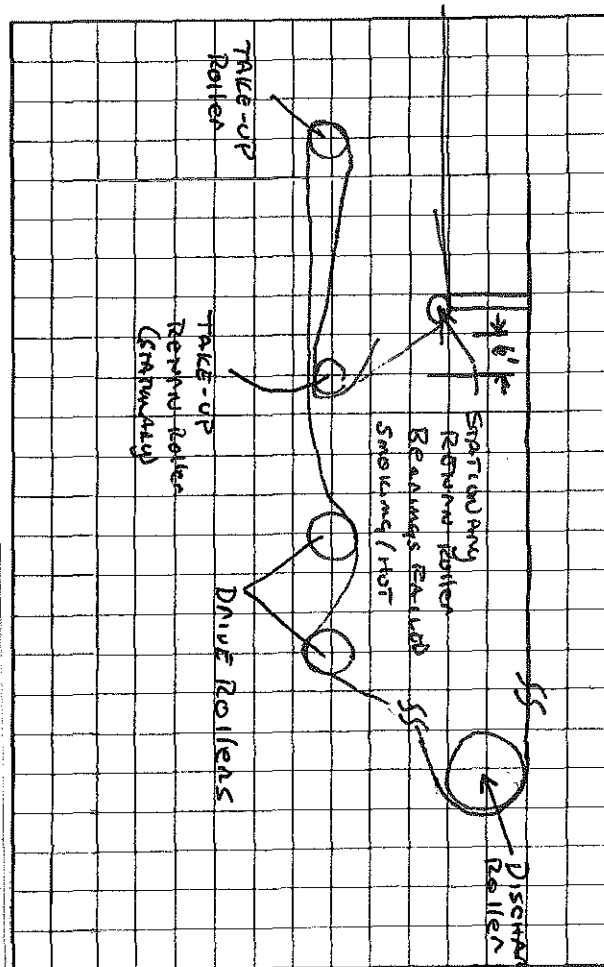
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- LIKELY EXISTED FOR 2 HOURS.
- IT WOULD BE REASONABLY LIKELY THAT AN ACCIDENT WOULD OCCUR. THE ROLLER WAS SMOKING AND AFTER REPLACING THE ROLLER IT WAS TOO HOT TO TOUCH WITHOUT PROTECTIVE GLOVES.
- IF AN ACCIDENT WOULD OCCUR IT COULD MOST LIKELY BE FATAL FROM A FIRE TO A BELT LINE AND BELT DRIVES.
- THERE WAS A PERSON IN THE AREA. FINE BOSS. THAT WOULD BE AFFECTED.
- ROLLER WAS REPLACED @ 9:30.

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Date 1/23/08Inspector's Initial [REDACTED]Supervisor's D&I RR1-23-08Page No. 7e

*U.S. Government Printing Office: 1997 - 508-470

Date 1/23/08

Traveled to outside
went over citations
w/ Nick Hodge SI & UG.
Issued citations

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