



State of West Virginia

Earl Ray Tomblin, Governor

WV Office of Miners' Health, Safety & Training
C. A. Phillips, Acting Director
1615 Washington Street East • Charleston, West Virginia • 25311-2126
Telephone 304-558-1425 • Fax 304-558-1282
www.wvminesafety.org

IN THE MATTER OF:

**THE INVESTIGATION OF THE
APRIL 5, 2010 MINE EXPLOSION
AT UPPER BIG BRANCH MINE.**

SUBPOENA

TO: Jim Aurednik

(b) (7)(C)

You are hereby **COMMANDED**, pursuant to W. Va. Code Section 22A-2-66(d), to appear and give testimony regarding the above referenced investigation on November 30, 2010 at 1:00 p.m. in classroom 121 at the Mine Academy located at 1301 Airport Road, Beaver, West Virginia 25813. The West Virginia Office of Miners' Health, Safety and Training, the Mine Safety and Health Administration, and the Governor's Independent Investigation Team will participate in the interview.

Given under my hand this 17th day of November, 2010.

(b) (7)(C)

C.A. Phillips, Acting Director

• Region One • 14 Commerce Dr., Suite 1 - Westover, West Virginia 26001 • Telephone 304-285-3268 • Fax 304-285-3275
• Region Two • 881 Stewart St. - Welch, West Virginia 24801-2311 • Telephone 304-436-6421 • Fax 304-436-2100
• Region Three • 137 Peach Court, Suite 2 - Danville, West Virginia 26053 • Telephone 304-369-7823 • Fax 304-369-7828
• Region Four • 660 Industrial Dr. - Oak Hill, West Virginia 26001-9714 • Telephone 304-469-8100 • Fax 304-469-4059

EXHIBIT

Aurednik Ex. 1

PENGAD 800-631-6889

STATE OF WEST VIRGINIA
Earl Ray Tomblin, Governor

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AFFIDAVIT OF SERVICE

IN THE MATTER OF:

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APRIL 5, 2010 MINE EXPLOSION
AT UPPER BIG BRANCH MINE.**

**STATE OF WEST VIRGINIA,
COUNTY OF KANAWHA, to-wit:**

I, Robert J. MacDonald, being first duly sworn, do testify and aver as follows:

1. That I am a credible person over the age of 21 years.
2. That on the 20th day of November, 2010. I personally served Jim Aurednik, with a Subpoena at (b) (7)(C)

Further your affiant says not.

(b) (7)(C)

ROBERT J. MACDONALD

Taken, subscribed and sworn to by Robert J. MacDonald, this the 22nd day of Nov., 2010.

My commission expires:

July 9, 2017

(b) (7)(C)



Notary Public
OFFICIAL SEAL
NOTARY PUBLIC
STATE OF WEST VIRGINIA
ELLEN S. McCOMAS
Bureau for Child Support Enforcement
231 Capitol Street, Suite 111
Charleston, WV 25301

