### Preliminary Report of Accident

**U.S. Department of Labor**

**Mine Safety and Health Administration**

**PR001**

**24-Sep-10**

**1. Accident Type:** Fatal Injury

**2. Accident Classification:** Ignition or Explosion of Gas or Dust

**3. Date/Time of Accident:** 04/05/2010 03:02 PM

**4. Date/Time of Death:**

**5. Fatal Case No.:** 3

**6. Mine Information:**

<table>
<thead>
<tr>
<th>a) Mining Company Name</th>
<th>b) Mine Name</th>
<th>c) Parent of Mining Company</th>
</tr>
</thead>
<tbody>
<tr>
<td>Performance Coal Company</td>
<td>Upper Big Branch Mine-South</td>
<td>Massey Energy Company</td>
</tr>
</tbody>
</table>

**7. Mine Location:**

<table>
<thead>
<tr>
<th>a) City</th>
<th>b) County</th>
<th>c) State</th>
</tr>
</thead>
<tbody>
<tr>
<td>Montcoal</td>
<td>Raleigh</td>
<td>WV</td>
</tr>
</tbody>
</table>

**8. Mine ID Number:** 46-08436

**9. Union:** NO

**10. Primary Mineral Mined:** BITUMINOUS

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mine Employees: 242</td>
<td>234</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**11. Number of Mine Employees:** 8

**12. Contractor Name:** David Stanley Consultants LLC

**13. Contractor ID Number:** NO

**14. Union:** YBV

<table>
<thead>
<tr>
<th>a) City</th>
<th>b) County</th>
<th>c) State</th>
<th>d) Zip Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fairmont</td>
<td>Marion</td>
<td>WV</td>
<td>26554</td>
</tr>
</tbody>
</table>

**15. Contractor Address:**

**16. Number of Contractor Employees:**

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**17. Number of Persons in Mine at Time of Accident:**

| a) Mine Employees: 74 | b) Contractor Employees: 1 |

**18. Number of Persons Unaccounted For:**

| a) Mine Employees: 0 | b) Contractor Employees: 0 |

**19. Location of Accident:**

<table>
<thead>
<tr>
<th>01-Underground</th>
<th>07-Advance Mining</th>
<th>30-Mill/Prep Plant</th>
</tr>
</thead>
<tbody>
<tr>
<td>02-Surface at Underground</td>
<td>06-Dredge Mining</td>
<td>08-Retreat Mining</td>
</tr>
</tbody>
</table>

**20. Mining Height:**

<table>
<thead>
<tr>
<th>Feet</th>
<th>Inches</th>
</tr>
</thead>
<tbody>
<tr>
<td>6</td>
<td>0</td>
</tr>
</tbody>
</table>

**21. Nonfatal Injuries:**

| a) 2 | b) 29 |

**22. Fatal Injuries:**

**23. Victim Information:**

<table>
<thead>
<tr>
<th>a) Name</th>
<th>b) Age</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carl Accord</td>
<td>52</td>
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**24. Experience:**

<table>
<thead>
<tr>
<th>Years</th>
<th>Weeks</th>
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<tbody>
<tr>
<td>Days</td>
<td>Days</td>
</tr>
<tr>
<td>a) Total: 33</td>
<td>b) at the mine: 48</td>
</tr>
<tr>
<td>c) at activity (23d): 33</td>
<td></td>
</tr>
</tbody>
</table>

**25. Autopsy Performed:** If Yes, Location

**26. Mine Telephone No.:** (304) 854-1456

**27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):**

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

**28. Equipment Manufacturer:**

**29. Model:**

**30. District:** C0400

**31. Field Office:** Mt. Hope WV

**32. Event Number:** 4440347

**33. MSHA Person Notified: Lincoln Seife**

**34. Date:** 04/05/2010

**35. Time:** 03:45 P

**36. Type of Report:** Initial

**37. Name of Preparer and Date Prepared:**

<table>
<thead>
<tr>
<th>Initial</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Robert G. Hardman</td>
<td>04/14/2010</td>
</tr>
</tbody>
</table>

**38. Reason For Amendment:**

---

MSHA Form 7000-13, March 05 (revised)
Preliminary Report of Accident

1. Accident Type: Fatal Injury
2. Accident Classification: Ignition or Explosion of Gas or Dust
3. Date/Time of Accident: 04/05/2010 03:02 PM
4. Date/Time of Death:
5. Fatal Case No:

6. Mine Information:
   a) Mining Company Name: Performance Coal Company
   b) Mine Name: Upper Big Branch Mine-South
   c) Parent of Mining Company: Massey Energy Company

7. Mine Location:
   a) City: Montcoal
   b) County: Raleigh
   c) State: WV
   8. Mine ID Number: 46-08436
   9. Union:

10. Primary Mineral Mined:
    BITUMINOUS
    11. Number of Mine Employees:
        a) Total: 242
        b) Underground: 234
        c) Open Pit/Quarry: 0
        d) Mill/Prep Plant: 0
        e) Other: 0

12. Contractor Name: David Stanley Consultants LLC
13. Union:
14. Contractor ID Number: YBV

15. Contractor Address:
    a) City: Fairmont
    b) County: Marion
    c) State: WV
    d) Zip Code: 26554

16. Number of Contractor Employees:
    a) Total: 1
    b) Underground: 1
    c) Open Pit/Quarry: 0
    d) Mill/Prep Plant: 0
    e) Other: 0

17. Number of Persons in Mine at Time of Accident:
    a) Mine Employees: 74
    b) Contractor Employees: 1
    18. Number of Persons Unaccounted For:
       a) Mine Employees: 0
       b) Contractor Employees: 0

19. Location of Accident:
    X 01-Underground
    □ 02-Surface at Underground
    □ 03-Open Pit
    □ 07-Advance Mining
    □ 30-Mill/Prep Plant
    □ Other (specify)

20. Mining Height:
    Feet: 6
    Inches: 0

21. Nonfatal Injuries: 2
22. Fatal Injuries: 29

23. Victim Information:
    a) Name: Jason Atkins
    b) Age:
    c) Regular Job Title: Roof Bolt Operator
    d) Activity at Time of Accident:
       X Mine Employee

24. Experience:
    a) Total: 500
    b) at the mine: 480
    c) at activity (23d):
       □ 0 0
       23 0 0
    d) with Contractor: 0 0 0

25. Autopsy Performed:
    Yes, Location
    (204) 854-1456

26. Mine Telephone No:

27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):
    On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:
29. Model:

30. District:
    C0400
31. Field Office:
    Mt. Hope WV
32. Office:
    Mt. Hope WV
33. Event Number:
    4440347

34. Accident Investigator:
    Norman Page
35. MSHA Person Notified:
    Lincoln Seib
36. Date/Time:
    04/05/2010 03:45 PM

37. Name of Preparer and Date Prepared:
    Robert G. Hardman
    04/14/2010

38. Reason For Amendment:

MSHA Form 7000-13, March 05 (revised)
### Preliminary Report of Accident

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

**Accident Type:** Fatal Injury

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<tbody>
<tr>
<td></td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Mine Information:**
- **a)** Mining Company Name: Performance Coal Company
- **b)** Mine Name: Upper Big Branch Mine-South
- **c)** Parent of Mining Company: Massey Energy Company

**Mine Location:**
- **a)** City: Montcoal
- **b)** County: Raleigh
- **c)** State: WV
- **d)** Mine ID Number: 46-08436
- **e)** Union: NO

**Primary Mineral Mined:** BITUMINOUS

<table>
<thead>
<tr>
<th></th>
<th></th>
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<th></th>
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</thead>
<tbody>
<tr>
<td>BITUMINOUS</td>
<td>242</td>
<td>David Stanley Consultants LLC</td>
<td>NO</td>
<td>YBV</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>15. Contractor Address</th>
<th>16. Number of Contractor Employees</th>
<th>17. Number of Persons in Mine at Time of Accident</th>
<th>18. Number of Persons Unaccounted For</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>a) City</td>
<td>b) Underground</td>
<td>a) Mine Employees: 74 b) Contractor Employees: 1</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>a) Mine Employees: 0 b) Contractor Employees: 0</td>
</tr>
</tbody>
</table>

**Location of Accident:**
- **X** 01-Underground
- **02-Surface at Underground**

**Experience:**
- **a)** Total: 36
- **b)** at the mine: 4
- **c)** at activity (23d): 36

**Autopsy Performed:** Yes

**Mine Telephone No.:** (304) 854-1456

**Description of Accident:**
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

**Accident Investigator:** Norman Page

**MSHA Person Notified:** Lincoln Selfe

**Date:** 04/05/2010

**Time:** 03:45 P

**Name of Preparer and Date Prepared:**

<table>
<thead>
<tr>
<th>Initial</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Robert G. Hardman</td>
<td>04/14/2010</td>
</tr>
</tbody>
</table>

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**Model:**

**District:** C0400

**Field Office:** Mt. Hope WV

**Event Number:** 4440347
### Preliminary Report of Accident

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

<table>
<thead>
<tr>
<th></th>
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</thead>
<tbody>
<tr>
<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td></td>
<td>6</td>
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</tbody>
</table>

#### 6. Mine Information:

<table>
<thead>
<tr>
<th>a) Mining Company Name</th>
<th>b) Mine Name</th>
<th>c) Parent of Mining Company</th>
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<td>Upper Big Branch Mine-South</td>
<td>Massey Energy Company</td>
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#### 7. Mine Location:

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<th>c) State</th>
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<tbody>
<tr>
<td>Montcoal</td>
<td>Raleigh</td>
<td>WV</td>
</tr>
</tbody>
</table>

#### 8. Mine ID Number: 46-08436

#### 9. Union: NO

#### 10. Primary Mineral Mined:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>242</td>
<td>234</td>
<td></td>
<td></td>
<td>8</td>
</tr>
</tbody>
</table>

#### 12. Contractor Name: David Stanley Consultants LLC

#### 13. Union: NO

#### 14. Contractor ID Number: YBV

#### 15. Contractor Address:

<table>
<thead>
<tr>
<th>a) City</th>
<th>b) County</th>
<th>c) State</th>
<th>d) Zip Code</th>
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<tbody>
<tr>
<td>Fairmont</td>
<td>Marion</td>
<td>WV</td>
<td>26554</td>
</tr>
</tbody>
</table>

#### 16. Number of Contractor Employees:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### 17. Number of Persons in Mine at Time of Accident:

<table>
<thead>
<tr>
<th>a) Mine Employees: 74</th>
<th>b) Contractor Employees: 1</th>
<th>18. Number of Persons Unaccounted For:</th>
</tr>
</thead>
<tbody>
<tr>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
</tbody>
</table>

#### 19. Location of Accident:

<table>
<thead>
<tr>
<th>a) 01-Underground</th>
<th>b) 03-Open Pit</th>
<th>c) 07-Advance Mining</th>
<th>d) 30-Mill/Prep Plant</th>
<th>e) Other (specify)</th>
</tr>
</thead>
<tbody>
<tr>
<td>☑</td>
<td></td>
<td></td>
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<td></td>
</tr>
</tbody>
</table>

#### 20. Mining Height: 6 feet 0 inches

#### 21. Nonfatal Injuries: 2

#### 22. Fatal Injuries: 29

#### 23. Victim Information:

<table>
<thead>
<tr>
<th>a) Name</th>
<th>b) Age</th>
<th>c) Regular Job Title</th>
<th>d) Activity at Time of Accident</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gregory Brock</td>
<td>47</td>
<td>Electrician</td>
<td>Mine Employee</td>
</tr>
</tbody>
</table>

#### 25. Autopsy Performed: Yes, Location (204) 854-1456

#### 27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

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#### 30. District: C0400 Mt. Hope

#### 31. Field Office: Mt. Hope WV

#### 32. Event Number: 4440347

#### 34. Accident Investigator: Norman Page

#### 35. MSHA Person Notified: Lincoln Selby

#### 36. Type of Report: Regular

#### 37. Name of Preparer and Date Prepared:

<table>
<thead>
<tr>
<th>Initial</th>
<th>Preparer</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Robert G. Hardman</td>
<td>04/14/2010</td>
<td></td>
</tr>
</tbody>
</table>

#### 38. Reason For Amendment:

MSHA Form 7000-13, March 05 (revised)
## Preliminary Report of Accident

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

### 1. Accident Type: Fatal Injury

### 2. Accident Classification Ignition or Explosion of Gas or Dust

### 3. Date/Time of Accident 04/05/2010 03:02 PM

### 4. Date/Time of Death

### 5. Fatal Case No. 7

### 6. Mine Information:
- **a) Mining Company Name**
- **b) Mine Name** Upper Big Branch Mine-South
- **c) Parent of Mining Company** Massey Energy Company

### 7. Mine Location:
- **a) City** Montcoal
- **b) County** Raleigh
- **c) State** WV

### 8. Mine ID Number: 46-08436

### 9. Union: NO

### 10. Primary Mineral Mined: BITUMINOUS
- **a) Total Number of Mine Employees:** 242
- **b) Underground:** 234
- **c) Open Pit/Quarry:**
- **d) Mill/Prep Plant:**
- **e) Other:** 8

### 12. Contractor Name:
- **David Stanley Consultants LLC**

### 13. Union: NO

### 14. Contractor ID Number: YBV

### 15. Contractor Address:
- **a) City** Fairmont
- **b) County** Marion
- **c) State** WV
- **d) Zip Code** 26554

### 16. Number of Contractor Employees:
- **a) Total:** 1
- **b) Underground:** 1
- **c) Open Pit/Quarry:**
- **d) Mill/Prep Plant:**
- **e) Other:**

### 17. Number of Persons in Mine at Time of Accident:
- **a) Mine Employees:** 74
- **b) Contractor Employees:** 1

### 18. Number of Persons Unaccounted For:
- **a) Mine Employees:** 0
- **b) Contractor Employees:** 0

### 19. Location of Accident:
- **01-Underground**
  - 03-Open Pit
  - 07-Advance Mining
  - 30-Mill/Prep Plant
  - Other (specify)
- **02-Surface at Underground**
  - 66-Dredge Mining
  - 08-Retreat Mining
  - 99-Office Facility

### 20. Mining Height: 60 Feet 0 Inches

### 21. Nonfatal Injuries: 2

### 22. Fatal Injuries: 29

### 23. Victim Information:
- **a) Name** Kenneth Chapman
- **b) Age** 53

### 24. Experience:
- **a) Total Years Weeks Days:** 28
- **b) at the mine:** 24
- **c) at activity (23d):** 28

### 25. Autopsy Performed:
- **If Yes, Location**

### 26. Mine Telephone No.: (304) 854-1456

### 27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

### 28. Equipment Manufacturer:

### 29. Model:

### 30. District: C0400

### 32. Field Office: Mt. Hope WV

### 33. Event Number: 4440347

### 34. Accident Investigator: Norman Page

### 35. MSHA Person Notified:
- **Date** 04/05/2010
- **Time** 03:45 P

### 36. Type of Report:
- **Initial**

### 37. Name of Preparer and Date Prepared:
- **Preparer** Robert G. Hardman
- **Date** 04/14/2010

### 38. Reason For Amendment:

---

MSHA Form 7000-13, March 05 (revised)
### Preliminary Report of Accident

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

<table>
<thead>
<tr>
<th></th>
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<tbody>
<tr>
<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td></td>
<td>8</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>6. Mine Information:</th>
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</tr>
</thead>
<tbody>
<tr>
<td>a) Mining Company Name</td>
<td>b) Mine Name</td>
</tr>
<tr>
<td>Performance Coal Company</td>
<td>Upper Big Branch Mine-South</td>
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<table>
<thead>
<tr>
<th>7. Mine Location:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>a) City</td>
<td>b) County</td>
</tr>
<tr>
<td>Montcoal</td>
<td>Raleigh</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>10. Primary Mineral superintendent</th>
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</tr>
</thead>
<tbody>
<tr>
<td>a) Total</td>
<td>b) Underground</td>
</tr>
<tr>
<td>BITUMINOUS</td>
<td>Mine Employees: 242</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>11. Number of Mine Employees:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Total</td>
<td>b) Underground</td>
</tr>
<tr>
<td>8</td>
<td></td>
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<table>
<thead>
<tr>
<th>12. Contractor Name:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>David Stanley Consultants LLC</td>
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</tbody>
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<table>
<thead>
<tr>
<th>13. Contractor Address:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>a) City</td>
<td>b) County</td>
</tr>
<tr>
<td>Fairmont</td>
<td>Marion</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>15. Number of Contractor Employees:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Total</td>
<td>b) Underground</td>
</tr>
<tr>
<td>1</td>
<td>1</td>
</tr>
</tbody>
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<table>
<thead>
<tr>
<th>16. Number of Persons in Mine at Time of Accident:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Mine Employees: 74</td>
<td>b) Contractor Employees: 1</td>
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<table>
<thead>
<tr>
<th>19. Location of Accident:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>a) 01-Underground</td>
<td>b) 07-Advance Mining</td>
</tr>
<tr>
<td>X</td>
<td></td>
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<table>
<thead>
<tr>
<th>20. Mining Height:</th>
<th>Feet</th>
<th>Inches</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>6</td>
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<table>
<thead>
<tr>
<th>21. Nonfatal Injuries:</th>
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</tr>
</thead>
<tbody>
<tr>
<td>a) Name</td>
<td>b) Age</td>
</tr>
<tr>
<td>Robert Clark</td>
<td>41</td>
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</table>

<table>
<thead>
<tr>
<th>23. Victim Information:</th>
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</tr>
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<tbody>
<tr>
<td>a) Occupation</td>
<td>b) Activity at Time of Accident</td>
</tr>
<tr>
<td>Continuous Miner Operator</td>
<td>Mine Employee</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th>24. Experience:</th>
<th>Years</th>
<th>Weeks</th>
<th>Days</th>
<th>Years</th>
<th>Weeks</th>
<th>Days</th>
<th>Years</th>
<th>Weeks</th>
<th>Days</th>
</tr>
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<tbody>
<tr>
<td>a) Total</td>
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<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<td></td>
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<tr>
<td>b) at the mine</td>
<td>48</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<td></td>
<td></td>
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<tr>
<td>c) at activity (33d)</td>
<td>11</td>
<td></td>
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<td></td>
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<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| 25. Autopsy Performed: | X | |

| 26. Mine Telephone No.: | (304) 854-1456 |

<table>
<thead>
<tr>
<th>27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):</th>
</tr>
</thead>
<tbody>
<tr>
<td>On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.</td>
</tr>
</tbody>
</table>

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the accident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:  
29. Model:  
30. District: C0400  
32. Field Office: Mt. Hope WV  
33. Event Number: 4440347

<table>
<thead>
<tr>
<th>34. Accident Investigator:</th>
<th>35. MSHA Person Notified:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Norman Page</td>
<td>Lincoln Selfe</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>36. Type of Report:</th>
<th>37. Name of Preparer and Date Prepared</th>
</tr>
</thead>
<tbody>
<tr>
<td>Initial</td>
<td>Robert G. Hardman</td>
</tr>
</tbody>
</table>

| 38. Reason For Amendment: |

MSHA Form 7000-13, March 05 (revised)
# Preliminary Report of Accident

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

### 1. Accident Type:
- Fatal Injury

### 2. Accident Classification:
- Ignition or Explosion of Gas or Dust

### 3. Date/Time of Accident:
- 04/05/2010 03:02 PM

### 4. Date/Time of Death:

### 5. Fatal Case No:
- 9

### 6. Mine Information:
- **a) Mining Company Name:** Performance Coal Company
- **b) Mine Name:** Upper Big Branch Mine-South
- **c) Parent of Mining Company:** Massey Energy Company

### 7. Mine Location:
- **a) City:** Montcoal
- **b) County:** Raleigh
- **c) State:** WV
- **d) Mine ID Number:** 46-084836
- **e) Other:** NO

### 8. Number of Mine Employees:
- **a) Total:** 242
- **b) Underground:** 234
- **c) Open Pit/Quarry:**
- **d) Mill/Prep Plant:**
- **e) Other:** 8

### 9. Contractor Name:
- David Stanley Consultants LLC

### 10. Contractor Address:
- **a) City:** Fairmont
- **b) County:** Marion
- **c) State:** WV
- **d) Zip Code:** 26554

### 11. Number of Contracted Employees:
- **a) Total:** 1
- **b) Underground:** 1
- **c) Open Pit/Quarry:**
- **d) Mill/Prep Plant:**
- **e) Other:**

### 12. Number of Persons in Mine at Time of Accident:
- **a) Mine Employees:** 74
- **b) Contractor Employees:** 1

### 13. Number of Persons Unaccounted For:
- **a) Mine Employees:** 0
- **b) Contractor Employees:** 0

### 14. Location of Accident:
- **X** 01-Underground
- **02-Surface at Underground**

### 15. Nonfatal Injuries:
- **a) Name:** Charles T. Davis
- **b) Age:** 51

### 16. Activity at Time of Accident:
- **X** Mine Employee

### 17. Experience:
- **a) Total:** 32
- **b) at the mine:** 8
- **c) at activity (23d):** 32

### 18. Mine Telephone No.:
- (304) 854-1456

### 19. Description of Accident:
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

### 20. Information Provided:
The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

### 21. Equipment Manufacturer:

### 22. Model:

### 23. District:
- C0400 Mt. Hope

### 24. Field Office:
- Mt. Hope WV

### 25. Event Number:
- 4440347

### 26. Accident Investigator:
- Norman Page

### 27. MSHA Person Notified:
- Lincoln Sele

### 28. Date:
- 04/05/2010

### 29. Time:
- 03:45 P

### 30. Name of Preparer and Date Prepared:
- Robert G. Hardman
- 04/14/2010

### 31. Reason For Amendment:
## Preliminary Report of Accident
### U.S. Department of Labor
#### Mine Safety and Health Administration

#### 24-Sep-10

<table>
<thead>
<tr>
<th>Field</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Accident Type:</td>
<td>Fatal Injury</td>
</tr>
<tr>
<td>2. Accident Classification</td>
<td>Ignition or Explosion of Gas or Dust</td>
</tr>
<tr>
<td>3. Date/Time of Accident</td>
<td>04/05/2010 03:02 PM</td>
</tr>
<tr>
<td>4. Date/Time of Death</td>
<td></td>
</tr>
<tr>
<td>5. Fatal Case No.</td>
<td>10</td>
</tr>
</tbody>
</table>

#### 6. Mine Information:
- a) Mining Company Name: Performance Coal Company
- b) Mine Name: Upper Big Branch Mine-South
- c) Parent of Mining Company: Massey Energy Company

#### 7. Mine Location:
- a) City: Montcoal
- b) County: Raleigh
- c) State: WV
- d) Zip Code: 26554

#### 8. Mine ID Number: 46-08436

#### 9. Union:
- a) Total: 242
- b) Underground: 234
- c) Open Pit/Quarry: NO
- d) Mill/Prep Plant: 6
- e) Other: NO

#### 10. Primary Mineral Mined:
- BITUMINOUS

#### 11. Number of Mine Employees:
- a) Total: 242
- b) Underground: 234
- c) Open Pit/Quarry: 6
- d) Mill/Prep Plant: 6
- e) Other: NO

#### 12. Contractor Name:
- David Stanley Consultants LLC

#### 13. Union:
- NO

#### 14. Contractor ID Number:
- YBV

#### 15. Contractor Address:
- a) City: Fairmont
- b) County: Marion
- c) State: WV
- d) Zip Code: 26554

#### 16. Number of Contractor Employees:
- a) Total: 1
- b) Underground: 1
- c) Open Pit/Quarry: 0
- d) Mill/Prep Plant: 0
- e) Other: 0

#### 17. Number of Persons in Mine at Time of Accident:
- a) Mine Employees: 74
- b) Contractor Employees: 1
- c) Total: 75
- d) Unaccounted For: 0

#### 18. Number of Persons Unaccounted For:
- a) Mine Employees: 0
- b) Contractor Employees: 0

#### 19. Location of Accident:
- X) 01-Underground
- 07-Advance Mining
- 30-Mill/Prep Plant
- Other (specify): NO

#### 20. Mining Height:
- Feet: 6
- Inches: 0

#### 21. Nonfatal Injuries:
- a) Total: 2
- b) at the mine: 2
- c) at activity (23d): 0
- d) with Contractor: 0

#### 22. Fatal Injuries:
- a) Total: 29

#### 23. Victim Information:
- a) Name: Cory Davis
- b) Age: 20
- c) Regular Job Title: Underground Apprentice
- d) Activity at Time of Accident: Mine Employee

#### 24. Experience:
- a) at the mine: 8
- b) at activity (23d): 0
- c) with Contractor: 0
- d) Total: 20

#### 25. Autopsy Performed:
- If Yes, Location:
- Date: 04/05/2010
- Time: 03:45 P

#### 26. Mine Telephone No.:
- (304) 854-1466

#### 27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

#### 28. Equipment Manufacturer:

#### 29. Model:

#### 30. District:
- C0400
- Mt. Hope

#### 32. Field Office:
- Mt. Hope WV

#### 33. Event Number:
- 4440347

#### 34. Accident Investigator:
- Norman Page

#### 35. MSHA Person Notified:
- Lincoln Selfe

#### 36. Type of Report:
- Initial

#### 37. Name of Preparer and Date Prepared:
- Robert G. Hardman
  - Date: 04/14/2010

#### 38. Reason For Amendment:

MSHA Form 7000-13, March 06 (revised)
# Preliminary Report of Accident

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

## 1. Accident Type:
- **Fatal Injury**

## 2. Accident Classification:

## 3. Date/Time of Accident:
- **04/05/2010  03:02 PM**

## 4. Date/Time of Death:

## 5. Fatal Case No:
- **11**

## 6. Mine Information:
- a) **Mining Company Name**: Performance Coal Company  
- b) **Mine Name**: Upper Big Branch Mine-South  
- c) **Parent of Mining Company**: Massey Energy Company

## 7. Mine Information:
- a) **City**: Montcoal  
- b) **County**: Raleigh  
- c) **State**: WV  
- d) **Mine ID Number**: 46-08436  
- e) **Union**: NO

## 8. Mine Information:
- a) **Primary Mineral Mined**: BITUMINOUS  
- b) **Number of Mine Employees**: 242  
- c) **Open Pit/Quarry**: 234  
- d) **Mill/Prep Plant**: 8

## 9. Contractor Information:
- a) **Contractor Name**: David Stanley Consultants LLC  
- b) **Contractor Address**: Fairmont, Marion, WV 26554

## 10. Number of Contractor Employees:
- a) **Total**: 1  
- b) **Underground**: 1  
- c) **Open Pit/Quarry**: 0  
- d) **Mill/Prep Plant**: 0  
- e) **Other**: 0

## 11. Number of Persons in Mine at Time of Accident:
- a) **Total**: 74  
- b) **Contractor Employees**: 1

## 12. Number of Persons Unaccounted For:
- a) **Total**: 0  
- b) **Contractor Employees**: 0

## 13. Location of Accident:
- **01-Underground**  
  - 03-Open Pit  
  - 07-Advance Mining  
  - 30-Mill/Prep Plant  
  - Other (specify)

## 14. Location of Accident:
- **02-Surface at Underground**  
  - 06-Dredge Mining  
  - 08-Retreat Mining  
  - 99-Office Facility

## 15. Nonfatal Injuries:
- **2**

## 16. Fatal Injuries:
- **29**

## 17. Victim Information:
- a) **Name**: Michael Elsewick  
- b) **Age**: 56

## 18. Activity at Time of Accident:
- **Mine Employee**

## 19. Experience:
- a) **Years Weeks Days**: 39  
- b) **at the mine**: 1  
- c) **at activity (23d)**: 35  
- d) **with Contractor**: 0

## 20. Mining Height:
- **Feet**: 6  
- **Inches**: 0

## 21. Description of Accident:
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

## 22. Equipment Manufacturer:

## 23. Model:

## 24. District:
- **C0400**  
- **Mt. Hope**

## 25. Field Office:
- **Mt. Hope WV**  
- **4440347**

## 26. Accident Investigator:
- **Norman Page**  
- **Lincoln Self**

## 27. MSHA Person Notified:
- **Date**: 04/05/2010  
- **Time**: 03:45 P

## 28. Initial:
- **Name of Preparer and Date Prepared**:  
  - **Robert G. Hardman**: 04/14/2010

## 29. Model:

---

**MSHA Form 7000-13, March 05 (revised)**
## Preliminary Report of Accident

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

### 1. Accident Type:  
Fatal Injury

### 2. Accident Classification:  
Ignition or Explosion of Gas or Dust

### 3. Date/Time of Accident:  
04/05/2010 03:02 PM

### 4. Date/Time of Death:  

### 5. Fatal Case No:  
12

### 6. Mine Information:
- **a) Mining Company Name:**
  - Performance Coal Company

- **b) Mine Name:**
  - Upper Big Branch Mine-South

- **c) Parent of Mining Company:**
  - Massey Energy Company

### 7. Mine Location:
- **a) City:**
  - Montcoal
- **b) County:**
  - Raleigh
- **c) State:**
  - WV

### 8. Mine ID Number:  
46-08436

### 9. Union:  
NO

### 10. Primary Mineral Mined:
- **a) Total:**  
  - Number of Mine Employees: 242
- **b) Underground:**  
  - Number of Mine Employees: 234

### 11. Number of Contractor Employees:  
1

### 12. Contractor Name:
- David Stanley Consultants LLC

### 13. Union:
- NO

### 14. Contractor ID Number:
- YBV

### 15. Contractor Address:
- a) City:
  - Fairmont
- b) County:
  - Marion
- c) State:
  - WV
- d) Zip Code:  
  - 26554

### 17. Number of Persons in Mine at Time of Accident:
- **a) Mine Employees:**
  - 74
- **b) Contractor Employees:**
  - 1

### 18. Number of Persons Unaccounted For:
- **a) Mine Employees:**
  - 0
- **b) Contractor Employees:**
  - 0

### 19. Location of Accident:
- **01-Underground:**
  - 03-Open Pit
  - 07-Advance Mining
  - 08-Other (specify: 60-Footwall Mining)
  - 09-Office Facility

### 20. Mining Height:
- Feet: 6
- Inches: 0

### 21. Nonfatal Injuries:
- 2

### 22. Fatal Injuries:
- 29

### 23. Victim Information:
- **a) Name:**
  - William Griffith
- **b) Age:**
  - 54

### 24. Experience:
- **Years Weeks Days:**
  - a) Total: 36
  - b) at the mine: 16 32
  - c) at activity (23d): 36

### 25. Autopsy Performed:
- If Yes, Location:  

### 26. Mine Telephone No:
- (304) 854-1456

### 27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

> On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

### 28. Equipment Manufacturer:

### 29. Model:

### 30. District:  
C0400

### 31. Field Office:  
Mt. Hope WV

### 32. Event Number:  
4440347

### 33. Accident Investigator:
- Norman Page

### 34. MSHA Person Notified:
- Lincoln Seftel

### 35. Date/Time:
- Date: 04/05/2010 03:45 P

### 36. Type of Report:
- Initial

### 37. Name of Preparer and Date Prepared:
- Robert G. Hardman  
  - 04/14/2010

### 38. Reason For Amendment:

---

MSHA Form 7000-13, March 05 (revised)
# Preliminary Report of Accident

## U.S. Department of Labor

### Mine Safety and Health Administration

<table>
<thead>
<tr>
<th>1. Accident Type:</th>
<th>2. Accident Classification:</th>
<th>3. Date/Time of Accident:</th>
<th>4. Date/Time of Death:</th>
<th>5. Fatal Case No:</th>
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<tbody>
<tr>
<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td></td>
<td>13</td>
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</table>

## 6. Mine Information:

<table>
<thead>
<tr>
<th>a) Mining Company Name</th>
<th>b) Mine Name</th>
<th>c) Parent of Mining Company</th>
</tr>
</thead>
<tbody>
<tr>
<td>Performance Coal Company</td>
<td>Upper Big Branch Mine-South</td>
<td>Massey Energy Company</td>
</tr>
</tbody>
</table>

## 7. Mine Location:

<table>
<thead>
<tr>
<th>a) City</th>
<th>b) County</th>
<th>c) State</th>
<th>d) Mine ID Number</th>
<th>e) Union</th>
</tr>
</thead>
<tbody>
<tr>
<td>Montcoal</td>
<td>Raleigh</td>
<td>WV</td>
<td>46-08436</td>
<td>NO</td>
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</tbody>
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## 10. Primary Mineral Mined:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>242</td>
<td>234</td>
<td></td>
<td></td>
<td>8</td>
</tr>
</tbody>
</table>

## 12. Contractor Name:

David Stanley Consultants LLC

## 15. Contractor Address:

<table>
<thead>
<tr>
<th>City</th>
<th>County</th>
<th>State</th>
<th>Zip Code</th>
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</thead>
<tbody>
<tr>
<td>Fairmont</td>
<td>Marion</td>
<td>WV</td>
<td>26554</td>
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</table>

## 16. Number of Contractor Employees:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
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<tbody>
<tr>
<td>1</td>
<td>1</td>
<td></td>
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<td></td>
</tr>
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</table>

## 17. Number of Persons in Mine at Time of Accident:

<table>
<thead>
<tr>
<th>a) Mine Employees</th>
<th>b) Contractor Employees</th>
</tr>
</thead>
<tbody>
<tr>
<td>74</td>
<td>1</td>
</tr>
</tbody>
</table>

## 18. Number of Persons Unaccounted For:

<table>
<thead>
<tr>
<th>a) Mine Employees</th>
<th>b) Contractor Employees</th>
</tr>
</thead>
<tbody>
<tr>
<td>0</td>
<td>0</td>
</tr>
</tbody>
</table>

## 19. Location of Accident:

- [X] 01-Underground
- [ ] 03-Open Pit
- [ ] 07-Advance Mining
- [ ] 30-Mill/Prep Plant
- [ ] Other (specify)

## 20. Mining Height:

<table>
<thead>
<tr>
<th>Feet</th>
<th>Inches</th>
</tr>
</thead>
<tbody>
<tr>
<td>6</td>
<td>0</td>
</tr>
</tbody>
</table>

## 21. Nonfatal Injuries:

<table>
<thead>
<tr>
<th>a) Name</th>
<th>b) Age</th>
</tr>
</thead>
<tbody>
<tr>
<td>Steven Hanrath</td>
<td>40</td>
</tr>
</tbody>
</table>

## 22. Fatal Injuries:

<table>
<thead>
<tr>
<th>a) Name</th>
<th>b) Age</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

## 23. Victim Information:

- a) Name
- b) Age
- c) Regular Job Title
- d) Activity at Time of Accident

<table>
<thead>
<tr>
<th>Assistant Mine Foreman</th>
<th>Mine Employee</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Yes, Location</td>
<td></td>
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## 24. Experience:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
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<tbody>
<tr>
<td>9</td>
<td>1</td>
<td>5</td>
<td>24</td>
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</table>

## 25. Autopsy Performed:

<table>
<thead>
<tr>
<th>Yes</th>
<th>No</th>
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</thead>
<tbody>
<tr>
<td>X</td>
<td></td>
</tr>
</tbody>
</table>

## 26. Mine Telephone No:

(304) 854-1456

## 27. Description of Accident:

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

## 30. District:

C0400 Mt. Hope

## 31. Field Office:

Mt. Hope WV

## 32. Mine Office:

Mt. Hope WV

## 33. Event Number:

4440347

## 34. Accident Investigator:

Norman Page

## 35. MSHA Person Notified:

Lincoln Selfe

## 36. Type of Report:

Initial

## 37. Name of Preparer and Date Prepared:

Robert G. Hardman 04/14/2010

## 38. Reason For Amendment:

MSHA Form 7000-13, March 05 (revised)


### Preliminary Report of Accident

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

#### Accident Information:
- **Date/Time of Accident:** 04/05/2010 00:03 PM
- **Number of Fatalities:** 14

<table>
<thead>
<tr>
<th>Mine Information</th>
<th>Company Name</th>
<th>Mine Name</th>
<th>Parent of Mining Company</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Mining Company Name</td>
<td>Performance Coal Company</td>
<td>Upper Big Branch Mine-South</td>
<td>Massey Energy Company</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Mine Location</th>
<th>a) City</th>
<th>b) County</th>
<th>c) State</th>
<th>d) Mine ID Number</th>
<th>e) Union</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) City</td>
<td>Montcoal</td>
<td>Raleigh</td>
<td>WV</td>
<td>46-06436</td>
<td>NO</td>
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</table>

<table>
<thead>
<tr>
<th>Primary Mineral Mined</th>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>BITUMINOUS</td>
<td>242</td>
<td>234</td>
<td></td>
<td></td>
<td>8</td>
</tr>
</tbody>
</table>

#### Contractor Information:
- **Contractor Name:** David Stanley Consultants LLC
- **Contractor Address:** Fairmont, Marion, WV 26554

<table>
<thead>
<tr>
<th>Number of Contractor Employees</th>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fairmont, Marion, WV 26554</td>
<td>1</td>
<td>1</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### Accident Rate and Unaccounted For:
- **Number of Persons Unaccounted For:**
  - a) Mine Employees: 0
  - b) Contractor Employees: 0

#### Location and Mining Activities:
- **Location of Accident:**
  - X 01-Underground
  - 02-Surface at Underground

<table>
<thead>
<tr>
<th>Mining Activity</th>
<th>a) 03-Open Pit</th>
<th>b) 07-Advance Mining</th>
<th>c) 30-Mill/Prep Plant</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grade</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
</tbody>
</table>

#### Nonfatal Injuries:
- **22. Fatal Injuries:** 29

#### Victim Information:
- **Name:** Edward Jones
- **Age:** 50

- **Regular Job Title:** Assistant Mine Foreman
- **Activity at Time of Accident:** Mine Employee

#### Experience:
- **Years Weeks Days:**
  - a) Total: 29
  - b) at the mine: 1 40
  - c) at activity (23d): 16

#### Autopsy Performed:
- **Yes, Location:**

#### Telephone Number:
- **Mine Telephone No.:** (304) 854-1456

#### Description of Accident:
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

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**MSHA Form 7000-13, March 05 (revised)**
# Preliminary Report of Accident

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

### PR001
24-Sep-10

<table>
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</thead>
<tbody>
<tr>
<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td></td>
<td>15</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>6. Mine Information:</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Mining Company Name</td>
</tr>
<tr>
<td>Performance Coal Company</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>7. Mine Location:</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) City</td>
</tr>
<tr>
<td>Montcoal</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>10. Primary Mineral Mixed:</th>
<th>11. Number of Mine Employees:</th>
<th>12. Contractor Name:</th>
</tr>
</thead>
<tbody>
<tr>
<td>BITUMINOUS</td>
<td>242 Underground</td>
<td>David Stanley Consultants LLC</td>
</tr>
<tr>
<td>234</td>
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<td></td>
</tr>
</tbody>
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<table>
<thead>
<tr>
<th>13. Union</th>
<th>14. Contractor ID Number:</th>
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<tbody>
<tr>
<td>NO</td>
<td>YBV</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>15. Contractor Address:</th>
<th>16. Number of Contractor Employees:</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) City</td>
<td>b) County</td>
</tr>
<tr>
<td>Fairmont</td>
<td>Marion</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>17. Number of Persons in Mine at Time of Accident:</th>
<th>18. Number of Persons Unaccounted For:</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Mine Employees: 74</td>
<td>b) Mine Employees: 0</td>
</tr>
<tr>
<td>b) Contractor Employees: 1</td>
<td>b) Contractor Employees: 0</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>19. Location of Accident</th>
<th>20. Mining Height:</th>
</tr>
</thead>
<tbody>
<tr>
<td>X: 01-Underground</td>
<td>Feet</td>
</tr>
<tr>
<td>06-Open Pit</td>
<td>Inches</td>
</tr>
<tr>
<td>07-Advance Mining</td>
<td>6</td>
</tr>
<tr>
<td>30-Mill/Prep Plant</td>
<td>0</td>
</tr>
<tr>
<td>Other (specify)</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>29</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>23. Victim Information:</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Name</td>
</tr>
<tr>
<td>Richard Lane</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>c) Regular Job Title:</th>
<th>d) Activity at Time of Accident:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Longwall Foreman</td>
<td>Mine Employee</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>24. Experience:</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Total: 8</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>25. Autopsy Performed:</th>
<th>26. Mine Telephone No.:</th>
</tr>
</thead>
<tbody>
<tr>
<td>If Yes, Location</td>
<td>(304) 854-1456</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):</th>
</tr>
</thead>
<tbody>
<tr>
<td>On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.</td>
</tr>
</tbody>
</table>

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

### 28. Equipment Manufacturer:

### 29. Model:

### 30. District: C0400 Mt. Hope

### 32. Field Office: Mt. Hope WV

### 33. Event Number: 4440347

### 34. Accident Investigator: Norman Page

### 35. MSHA Person Notified: Lincoln Seife

### 36. Type of Report: Initial

### 37. Name of Preparer and Date Prepared: Robert G. Hardman 04/14/2010

### 38. Reason For Amendment:

---

MSHA Form 7000-13, March 05 (revised)
### Preliminary Report of Accident

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

**24-Sep-10**

#### 1. Accident Type:  
Fatal Injury

#### 2. Accident Classification:  
Ignition or Explosion of Gas or Dust

#### 3. Date/Time of Accident:  
04/05/2010 03:02 PM

#### 4. Date/Time of Death:  

#### 5. Fatal Case No:  
16

#### 6. Mine Information:

<table>
<thead>
<tr>
<th>a) Mining Company Name</th>
<th>b) Mine Name</th>
<th>c) Parent of Mining Company</th>
</tr>
</thead>
<tbody>
<tr>
<td>Performance Coal Company</td>
<td>Upper Big Branch Mine-South</td>
<td>Massey Energy Company</td>
</tr>
</tbody>
</table>

#### 7. Mine Location:

<table>
<thead>
<tr>
<th>a) City</th>
<th>b) County</th>
<th>c) State</th>
</tr>
</thead>
<tbody>
<tr>
<td>Montcoal</td>
<td>Raleigh</td>
<td>WV</td>
</tr>
</tbody>
</table>

#### 8. Mine ID Number:
46-08436

#### 9. Union:  
NO

#### 10. Primary Mineral Mined:
BITUMINOUS

#### 11. Number of Mine Employees:  

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>242</td>
<td>234</td>
<td>8</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### 12. Contractor Name:
David Stanley Consultants LLC

#### 13. Union:  
NO

#### 14. Contractor ID Number:  
YBV

#### 15. Contractor Address:
Fairmont, Marion, WV 26554

#### 16. Number of Contractor Employees:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
<th>e) Other</th>
</tr>
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<tbody>
<tr>
<td>1</td>
<td>1</td>
<td>1</td>
<td></td>
<td></td>
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</tbody>
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#### 17. Number of Persons in Mine at Time of Accident:  

<table>
<thead>
<tr>
<th>a) Mine Employees:</th>
<th>b) Contractor Employees:</th>
</tr>
</thead>
<tbody>
<tr>
<td>74</td>
<td>1</td>
</tr>
</tbody>
</table>

#### 18. Number of Persons Unaccounted For:

<table>
<thead>
<tr>
<th>a) Mine Employees:</th>
<th>b) Contractor Employees:</th>
</tr>
</thead>
<tbody>
<tr>
<td>0</td>
<td>0</td>
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#### 19. Location of Accident:

<table>
<thead>
<tr>
<th>Location of Accident</th>
<th>Open Pit</th>
<th>Advance Mining</th>
<th>Mill/Prep Plant</th>
<th>Other (specify)</th>
</tr>
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<tbody>
<tr>
<td>01-Underground</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>02-Surface at Ground</td>
<td>09 Open Pit</td>
<td>07-Advance Mining</td>
<td>30-Mill/Prep Plant</td>
<td>Other (specify)</td>
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</table>

#### 20. Mining Height:

<table>
<thead>
<tr>
<th>Feet</th>
<th>Inches</th>
</tr>
</thead>
<tbody>
<tr>
<td>6</td>
<td>0</td>
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#### 21. Number of Fatal Injuries:

<table>
<thead>
<tr>
<th>a) Mine Employee:</th>
<th>b) Contractor Employee:</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>29</td>
</tr>
</tbody>
</table>

#### 22. Description of Accident:

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

#### 23. Victim Information:

<table>
<thead>
<tr>
<th>a) Name</th>
<th>b) Age</th>
<th>c) Regular Job Title</th>
<th>d) Activity at Time of Accident</th>
</tr>
</thead>
<tbody>
<tr>
<td>William Lynch</td>
<td>59</td>
<td>Shuttle Car Operator</td>
<td>Mine Employee</td>
</tr>
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</table>

#### 24. Experience:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
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<tbody>
<tr>
<td>34</td>
<td>48</td>
<td>34</td>
<td></td>
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</tbody>
</table>

#### 25. Autopsy Performed:  
If Yes, Location

#### 26. Mine Telephone No.:  
(304) 854-1456

#### 27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

#### 28. Equipment Manufacturer:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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#### 29. Model:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
</tr>
</thead>
<tbody>
<tr>
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#### 30. District:

<table>
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<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
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</thead>
<tbody>
<tr>
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<td></td>
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</tbody>
</table>

#### 31. Field Office:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
</tr>
</thead>
<tbody>
<tr>
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</table>

#### 32. Mt. Hope WV:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
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<tbody>
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#### 33. Event Number:

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<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
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</thead>
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#### 34. Accident Investigator:

<table>
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<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
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</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### 35. MSHA Person Notified:

<table>
<thead>
<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
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<tbody>
<tr>
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<td></td>
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#### 36. Date Prepared:

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<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
</tr>
</thead>
<tbody>
<tr>
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#### 37. Name of Preparer and Date Prepared:

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<tr>
<th>a) Total</th>
<th>b) at the mine</th>
<th>c) at activity (23d)</th>
<th>d) with Contractor</th>
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</thead>
<tbody>
<tr>
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<td></td>
<td></td>
</tr>
</tbody>
</table>

#### 38. Reason For Amendment:

MSHA Form 7000-13, March 05 (revised)
## Preliminary Report of Accident

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

### 1. Accident Type: Fatal Injury  
### 2. Accident Classification: Ignition or Explosion of Gas or Dust  
### 3. Date/Time of Accident: 04/05/2010 03:02 PM  
### 4. Date/Time of Death:  
### 5. Fatal Case No: 17  

### 6. Mine Information:  
- **Mining Company Name:** Performance Coal Company  
- **Mine Name:** Upper Big Branch Mine-South  
- **Parent of Mining Company:** Massey Energy Company

### 7. Mine Location:  
- **City:** Montcoal  
- **County:** Raleigh  
- **State:** WV  
- **Mine ID Number:** 46-08436  
- **Union:** NO

### 8. Primary Mineral Mined:  
- **Number of Mine Employees:** 242  
- **Underground:** 234  
- **Open Pit/Quarry:** 8

### 9. Contractor Information:  
- **Name:** David Stanley Consultants LLC  
- **Address:** Fairmont, Marion, WV 26554  
- **ID Number:** YBY

### 10. Number of Contractor Employees: 1

### 11. Number of Persons in Mine at Time of Accident: 74

### 12. Number of Persons Unaccounted For: 0

### 13. Location of Accident:  
- **01-Underground:**  
  - **03-Open Pit:**  
  - **07-Advancing Mining:**  
  - **30-Mill/Prep Plant:**  
  - **Other:**

### 14. Mining Height:  
- **Feet:** 6

### 15. Nonfatal Injuries: 2

### 16. Fatal Injuries: 29

### 17. Victim Information:  
- **Name:** Joe Marcum  
- **Age:** 57

### 18. Activity at Time of Accident: **Mine Employee**

### 19. Experience:  
- **Total:** 32  
- **at the mine:** 16  
- **at activity (33):** 32

### 20. Mine Telephone No.: (304) 854-1466

### 21. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):  
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

---

**MSHA Form 7000-13, March 05 (revised)**
### Preliminary Report of Accident

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

**Date:** 24-Sep-10

<table>
<thead>
<tr>
<th></th>
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<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td></td>
<td>18</td>
</tr>
</tbody>
</table>

**6. Mine Information:**

- **a) Mining Company Name:** Performance Coal Company
- **b) Mine Name:** Upper Big Branch Mine-South
- **c) Parent of Mining Company:** Massey Energy Company

**7. Mine Location:**

- **a) City:** Montcoal  
- **b) County:** Raleigh  
- **c) State:** WV

**8. Mine ID Number:** 46-08436

**9. Union:** NO

**10. Primary Mineral Mined:** BITUMINOUS

- **Number of Mine Employees:** 242  
- **a) Total:** 242  
- **b) Underground:** 234

**11. Mine Employees:** 8

**12. Contractor Name:** David Stanley Consultants LLC

**13. Union:** NO  
**14. Contractor ID Number:** YBV

**15. Contractor Address:**

- **a) City:** Fairmont  
- **b) County:** Marion  
- **c) State:** WV  
- **d) Zip Code:** 26554

**16. Number of Contractor Employees:** 1

- **a) Total:** 1  
- **b) Underground:** 1

**17. Number of Persons in Mine at Time of Accident:** 74

**18. Number of Persons Unaccounted For:** 0

**19. Location of Accident:**

- **01-Underground:** 03-Open Pit  
- **07-Advance Mining**  
- **30-Mill/Prep Plant**

**20. Mining Height:**

- **Feet:** 6
- **Inches:** 0

**21. Nonfatal Injuries:**

- **2**

**22. Fatal Injuries:**

- **29**

**23. Victim Information:**

- **a) Name:** Ronald Maynor  
- **b) Age:** 31

**24. Experience:**

<table>
<thead>
<tr>
<th>Years</th>
<th>Weeks</th>
<th>Days</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Total:</td>
<td>3</td>
<td>24</td>
</tr>
<tr>
<td>b) at the mine:</td>
<td>3</td>
<td></td>
</tr>
<tr>
<td>c) at activity (23d):</td>
<td>3</td>
<td>24</td>
</tr>
</tbody>
</table>

**25. Autopsy Performed:**

- **Yes, Location** (304) 854-1456

**26. Mine Telephone No.:**

**27. Description of Accident:**

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

**28. Equipment Manufacturer:**

**29. Model:**

**30. District:** C0400  
**31. Field Office:** Mt. Hope WV

**32. Event Number:** 4440347

**34. Accident Investigator:** Norman Page

**35. MSHA Person Notified:** Lincoln Sale

**36. Type of Report:** Initial

**37. Name of Preparer and Date Prepared:**

<table>
<thead>
<tr>
<th>Robert G. Hardman</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>04/14/2010</td>
</tr>
</tbody>
</table>

**38. Reason For Amendment:**
Preliminary Report of Accident

1. Accident Type: Fatal Injury
2. Accident Classification: Ignition or Explosion of Gas or Dust
3. Date/Time of Accident: 04/05/2010 03:02 PM
4. Date/Time of Death: 
5. Fatal Case No: 19

6. Mine Information:
   a) Mining Company Name: Upper Big Branch Mine-South
   b) Mine Name: Massey Energy Company
   c) Parent of Mining Company: Performance Coal Company

7. Mine Location:
   a) City: Montcoal
   b) County: Raleigh
   c) State: WV
   d) Mine ID Number: 46-08436
   e) Union: NO

8. Primary Mineral Mined: BITUMINOUS
   a) Number of Mine Employees: 242
   b) Underground: 234
   c) Open Pit/Quarry: 8

9. Number of Contractor Employees:
   a) Total: 1
   b) Underground: 1
   c) Open Pit/Quarry: 
   d) Mill/Prep Plant: 
   e) Other: 

10. Union:
    a) City: Fairmont
    b) County: Marion
    c) State: WV
    d) Zip Code: 26554

11. Number of Persons in Mine at Time of Accident:
   a) Mine Employees: 74
   b) Contractor Employees: 1
   c) Number of Persons Unaccounted For: 0

12. Location of Accident:
   a) 01-Underground
   b) 07-Advance Mining
   c) 30-Mill/Prep Plant
   d) Other (specify):

13. Nonfatal Injuries:
    a) 2
    b) Fatal Injuries: 29

14. Victim Information:
    a) Name: Nicholas McCroskey
    b) Age: 26
    c) Regular Job Title: Electrician
    d) Activity at Time of Accident: Mine Employee

15. Experience:
    a) Total: 3
    b) at the mine: 1
    c) at activity (23d): 3
    d) with Contractor: 

16. Autopsy Performed: If Yes, Location:
    a) Date: 04/05/2010
    b) Time: 03:45 PM

17. MSHA Person Notified:
   a) Date: 04/14/2010
   b) Time: 

18. Mine Telephone No:
    a) (304) 854-1456

19. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):
   On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:

29. Model:

30. District: C0400 Mt. Hope
31. Field Office: Mt. Hope WV
32. Event Number: 4440347

33. Accident Investigator: Norman Page
34. MSHA Person Notified: Lincoln Selfe
35. Date: 04/05/2010
36. Time: 03:45 PM

37. Name of Preparer and Date Prepared:
    a) Initial: 
    b) Robert G. Hardman
    c) Date: 04/14/2010

MSHA Form 7000-13, March 05 (revised)
Preliminary Report of Accident

1. Accident Type: Fatal Injury
2. Accident Classification: Ignition or Explosion of Gas or Dust
3. Date/Time of Accident: 04/05/2010 03:02 PM
4. Date/Time of Death: 
5. Fatal Case No: 20

6. Mine Information:
   a) Mining Company Name: Performance Coal Company
   b) Mine Name: Upper Big Branch Mine-South
   c) Parent of Mining Company: Massey Energy Company

7. Mine Location:
   a) City: Montcoal
   b) County: Raleigh
   c) State: WV
8. Mine ID Number: 46-08436
9. Union: NO

10. Primary Mineral Mined: BITUMINOUS
12. Contractor Name: David Stanley Consultants LLC
13. Union: NO
14. Contractor ID Number: YBV
15. Contractor Address:
   a) City: Fairmont
   b) County: Marion
   c) State: WV
   d) Zip Code: 26554

16. Number of Contractor Employees:
   a) Total: 1 b) Underground: 1

17. Number of Persons In Mine at Time of Accident:
   a) Mine Employees: 74
   b) Contractor Employees: 1

18. Number of Persons Unaccounted For:
   a) Mine Employees: 0
   b) Contractor Employees: 0

19. Location of Accident:
   X 01-Underground
   02-Surface at Underground

20. Mining Height: Feet 6, Inches 0

21. Nonfatal Injuries: 2
22. Fatal Injuries: 29

23. Victim Information:
   a) Name: James Mooney
   b) Age: 51
   c) Regular Job Title: Shuttle Car Operator
   d) Activity at Time of Accident: Mine Employee

24. Experience:
   a) Total: 32
   b) at the mine: 10
   c) at activity (23d): 32
   d) with Contractor: 24

25. Autopsy Performed: Yes
   Location: Dredge 6

26. Mine Telephone No.: (304) 884-1406

27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:
29. Model:

30. District: CO0400 Mt. Hope
31. Field Office: Mt. Hope WV
32. Event Number: 4440347

33. Accident Investigator: Norman Page
34. MSHA Person Notified: Lincoln Selfe
35. Date: 04/05/2010
36. Time: 03:45 P

37. Name of Preparer and Date Prepared:
   Initial: ROBERT G. HARDMAN
   Date: 04/14/2010

MSHA Form 7000-13, March 05 (revised)
## Preliminary Report of Accident

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

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<tr>
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<tbody>
<tr>
<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
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<th>6. Mine Information:</th>
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<tbody>
<tr>
<td>a) Mining Company Name</td>
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<td>Performance Coal Company</td>
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<td>a) City</td>
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<td>48-08436</td>
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<td>BITUMINOUS</td>
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<tr>
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<th>12. Contractor Name:</th>
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<tr>
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<tr>
<td>NO</td>
<td>YBV</td>
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<tr>
<th>15. Contractor Address:</th>
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<tr>
<td>a) City</td>
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<tr>
<td>Fairmont</td>
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<th>16. Number of Contractor Employees:</th>
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<tr>
<th>17. Number of Persons in Mine at Time of Accident:</th>
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<tr>
<td>a) Mine Employees: 74</td>
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<tr>
<th>18. Number of Persons Unaccounted For:</th>
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<tr>
<td>a) Mine Employees: 0</td>
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<table>
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<tr>
<th>19. Location of Accident</th>
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</thead>
<tbody>
<tr>
<td>01-Underground</td>
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<tr>
<td>02-Surface at Underground</td>
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<tr>
<td>X</td>
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<table>
<thead>
<tr>
<th>20. Mining Height:</th>
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<tr>
<td>Feet</td>
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<tr>
<th>21. Nonfatal Injuries:</th>
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<table>
<thead>
<tr>
<th>22. Fatal Injuries:</th>
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<tbody>
<tr>
<td>2</td>
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<table>
<thead>
<tr>
<th>23. Victim Information:</th>
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</thead>
<tbody>
<tr>
<td>a) Name</td>
</tr>
<tr>
<td>Adam Morgan</td>
</tr>
</tbody>
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<thead>
<tr>
<th>c) Regular Job Title:</th>
<th>d) Activity at Time of Accident:</th>
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<tr>
<td>Underground Apprentice</td>
<td>X Mine Employee</td>
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<th>24. Experience:</th>
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<td>Years Weeks Days</td>
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<td>a) Total: 8</td>
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<tr>
<th>25. Autopsy Performed:</th>
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<tbody>
<tr>
<td>If Yes, Location</td>
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<table>
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<tr>
<th>26. Mine Telephone No.:</th>
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<tbody>
<tr>
<td>(304) 854-1456</td>
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</table>

<table>
<thead>
<tr>
<th>27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):</th>
</tr>
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<tbody>
<tr>
<td>On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.</td>
</tr>
</tbody>
</table>

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:

29. Model:

30. District: C0400 Mt. Hope

31. Field Office: Mt. Hope WV

32. Event Number: 4440347

33. Accident Investigator: Norman Page

34. MSHA Person Notified: Lincoln Sefia

35. Date: 04/05/2010 Time: 03:45 P

36. Type of Report: Initial

37. Name of Preparer and Date Prepared: Robert G. Hardman 04/14/2010

38. Reason For Amendment:

MSHA Form 7000-13, March 05 (revised)
### Preliminary Report of Accident

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

**24-Sep-10**

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</thead>
<tbody>
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<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td></td>
<td>22</td>
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<tr>
<th>6. Mine Information:</th>
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<tr>
<td>a) Mining Company Name</td>
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<tr>
<td>Performance Coal Company</td>
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<tr>
<th>7. Mine Location:</th>
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<tbody>
<tr>
<td>a) City</td>
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<tr>
<td>Montcoal</td>
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<thead>
<tr>
<th>8. Mine ID Number:</th>
<th>9. Union:</th>
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<tr>
<td>46-08426</td>
<td>NO</td>
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<th>10. Primary Mineral Mined:</th>
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<tr>
<td>BITUMINOUS</td>
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<tr>
<td>11. Number of Mine Employees:</td>
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<tr>
<td>a) Total</td>
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<td>242</td>
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<th>12. Contractor Name:</th>
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<tbody>
<tr>
<td>David Stanley Consultants LLC</td>
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<table>
<thead>
<tr>
<th>13. Union</th>
<th>14. Contractor ID Number:</th>
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<tr>
<td>NO</td>
<td>YBV</td>
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<tr>
<th>15. Contractor Address:</th>
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<tr>
<td>a) City</td>
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<tr>
<td>Fairmont</td>
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<tr>
<th>16. Number of Contractor Employees:</th>
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<tbody>
<tr>
<td>a) Total</td>
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<td>1</td>
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<thead>
<tr>
<th>17. Number of Persons in Mine at Time of Accident:</th>
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<tbody>
<tr>
<td>a) Mine Employees: 74</td>
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<table>
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<tr>
<th>18. Number of Persons Unaccounted For:</th>
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<tbody>
<tr>
<td>a) Mine Employees: 0</td>
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<tr>
<th>19. Location of Accident</th>
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<tbody>
<tr>
<td>X: 01-Underground</td>
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<tr>
<td>02-Surface at Underground</td>
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<table>
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<tr>
<th>21. Nonfatal Injuries:</th>
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<tr>
<th>22. Fatal Injuries:</th>
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<td>29</td>
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<tr>
<th>23. Victim Information:</th>
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<tbody>
<tr>
<td>a) Name</td>
</tr>
<tr>
<td>Rex Mullins</td>
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<tr>
<th>c) Regular Job Title:</th>
<th>d) Activity at Time of Accident:</th>
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<tr>
<td>Headgate Operator</td>
<td>Mine Employee</td>
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<tr>
<th>24. Experience:</th>
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<tr>
<td>Years</td>
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<tr>
<td>a) Total:</td>
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<tr>
<td>b) at the mine:</td>
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<tr>
<td>c) at activity (23d):</td>
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<table>
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<tr>
<th>25. Autopsy Performed:</th>
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<tbody>
<tr>
<td>If Yes, Location</td>
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<tr>
<td>If Yes, Location</td>
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<tr>
<th>26. Mine Telephone No.1:</th>
<th>27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):</th>
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</thead>
<tbody>
<tr>
<td>(304) 854-1456</td>
<td>- On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.</td>
</tr>
</tbody>
</table>

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:  
29. Model:

<table>
<thead>
<tr>
<th>30. District:</th>
<th>31. Field Office:</th>
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<tbody>
<tr>
<td>C0400</td>
<td>Mt. Hope</td>
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<td>Mt. Hope WV</td>
<td>32. Field Office:</td>
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<td>33. Event Number:</td>
<td>4440347</td>
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<table>
<thead>
<tr>
<th>34. Accident Investigator:</th>
<th>35. MSHA Person Notified:</th>
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<tbody>
<tr>
<td>Norman Page</td>
<td>Lincoln Selke</td>
</tr>
<tr>
<td>36. Type of Report:</td>
<td>37. Name of Preparer and Date Prepared:</td>
</tr>
<tr>
<td>Initial</td>
<td>Robert G. Hardman</td>
</tr>
<tr>
<td>38. Reason For Amendment:</td>
<td></td>
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**MSHA Form 7000-13, March 05 (revised)**
Preliminary Report of Accident

1. Accident Type: Fatal Injury
2. Accident Classification: Ignition or Explosion of Gas or Dust
3. Date/Time of Accident: 04/05/2010 03:02 PM
4. Date/Time of Death: 
5. Fatal Case No: 23

6. Mine Information:
   a) Mining Company Name: Performance Coal Company
   b) Mine Name: Upper Big Branch Mine-South
   c) Parent of Mining Company: Massey Energy Company

7. Mine Location:
   a) City: Montcoal
   b) County: Raleigh
   c) State: WV
   8. Mine ID Number: 46-08436
   9. Union: NO

10. Primary Mineral Mined: BITUMINOUS
   11. Number of Mine Employees: 242
      a) Total: 242
      b) Underground: 234
      c) Open Pit/Quarry: 
      d) Mill/Prep Plant: 
      e) Other: 8

12. Contractor Name: David Stanley Consultants LLC
13. Union: NO
14. Contractor ID Number: YBV

15. Contractor Address:
    a) City: Fairmont
    b) County: Marion
    c) State: WV
    d) Zip Code: 26554

16. Number of Contractor Employees:
    a) Total: 
    b) Underground: 1
    c) Open Pit/Quarry: 1
    d) Mill/Prep Plant: 
    e) Other: 

17. Number of Persons in Mine at Time of Accident:
    a) Mine Employees: 74
    b) Contractor Employees: 1

18. Number of Persons Unaccounted For:
    a) Mine Employees: 0
    b) Contractor Employees: 0

19. Location of Accident:
    X) 01-Underground

20. Mining Height:
    Feet: 6
    Inches: 0

21. Nonfatal Injuries: 2
22. Fatal Injuries: 29

23. Victim Information:
    a) Name: Joshua Napper
    b) Age: 25

c) Regular Job Title: Underground Apprentice

d) Activity at Time of Accident:
   X) Contractor Employee

24. Experience:
    a) Years: 8
    b) Weeks Days: 8

25. Autopsy Performed: Yes, Location

26. Mine Telephone No.: (304) 854-1456

27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:
29. Model:

30. District: C0400
32. Field Office: Mt. Hope WV
33. Event Number: 4440347

34. Accident Investigator: Norman Page
35. MSHA Person Notified:
   a) Date: 04/05/2010
   b) Time: 03:45 P
   Lincoln Seife

36. Type of Report: Initial
37. Name of Preparer and Date Prepared:
   a) Initial: Robert G. Hardman
   b) Date: 04/14/2010

38. Reason For Amendment:

MSHA Form 7000-13, March 05 (revised)
# Preliminary Report of Accident

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

## 1. Accident Type: Fatal Injury

## 2. Accident Classification: Ignition or Explosion of Gas or Dust

## 3. Date/Time of Accident: 04/05/2010 03:02 PM

## 4. Date/Time of Death: 

## 5. Fatal Case No: 24

## 6. Mine Information:

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<thead>
<tr>
<th>a) Mining Company Name</th>
<th>b) Mine Name</th>
<th>c) Parent of Mining Company</th>
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<tr>
<td>Performance Coal Company</td>
<td>Upper Big Branch Mine-South</td>
<td>Massey Energy Company</td>
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## 7. Mine Location:

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<th>a) City</th>
<th>b) County</th>
<th>c) State</th>
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<td>Montcoal</td>
<td>Raleigh</td>
<td>WV</td>
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## 8. Mine ID Number: 46-08436

## 9. Union: NO

## 10. Primary Mineral Mined: Bituminous

## 11. Number of Mine Employees: 242

## 12. Contractor Name:

David Stanley Consultants LLC

## 13. Union: NO

## 14. Contractor ID Number: YBV

## 15. Contractor Address:

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<th>a) City</th>
<th>b) County</th>
<th>c) State</th>
<th>d) Zip Code</th>
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<td>Fairmont</td>
<td>Marion</td>
<td>WV</td>
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## 16. Number of Contractor Employees:

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<th>a) Total</th>
<th>b) Underground</th>
<th>c) Open Pit/Quarry</th>
<th>d) Mill/Prep Plant</th>
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## 17. Number of Persons in Mine at Time of Accident:

<table>
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<tr>
<th>a) Mine Employees: 74</th>
<th>b) Contractor Employees: 1</th>
<th>c) Number of Persons Unaccounted For: 0</th>
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## 19. Location of Accident:

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<thead>
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<th>a) 01-Underground</th>
<th>b) 03-Open Pit</th>
<th>c) 07-Advance Mining</th>
<th>d) 30-Mill/Prep Plant</th>
<th>e) Other (specify)</th>
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<tr>
<td>02-Surface at Underground</td>
<td>06-Dredge Mining</td>
<td>08-Retreat Mining</td>
<td>59-Office Facility</td>
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## 20. Mining Height:

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<th>Inches</th>
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## 21. Nonfatal Injuries:

<table>
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<th>a) 2</th>
<th>b) 29</th>
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## 23. Victim Information:

<table>
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<tr>
<th>a) Name</th>
<th>b) Age</th>
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<tbody>
<tr>
<td>Howard Payne, Jr.</td>
<td>53</td>
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<table>
<thead>
<tr>
<th>c) Regular Job Title: Roof Bolter Operator</th>
<th>d) Activity at Time of Accident: Mine Employee</th>
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## 24. Experience:

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<tr>
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<th>Weeks</th>
<th>Days</th>
<th>Years</th>
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## 25. Autopsy Performed: Yes, Location

## 26. Mine Telephone No: (304) 854-1456

## 27. Description of Accident:

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

## 28. Equipment Manufacturer:

## 29. Model:

## 30. District: C0400 Mt. Hope

## 32. Field Office: Mt. Hope WV

## 33. Event Number: 4440347

## 34. Accident Investigator: Norman Page

## 35. MSHA Person Notified: Lincoln Seife

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<th>a) Date</th>
<th>b) Time</th>
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<td>03:45 P</td>
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## 36. Type of Report: Initial

## 37. Name of Preparer and Date Prepared:

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<th>a) Initial</th>
<th>b) Name</th>
<th>c) Date</th>
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<tbody>
<tr>
<td>Robert G. Hardman</td>
<td></td>
<td>04/14/2010</td>
</tr>
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</table>

## 38. Reason For Amendment:

---

MSHA Form 7000-13, March 05 (revised)
## Preliminary Report of Accident

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

### 1. Accident Type: Fatal Injury  
### 2. Accident Classification: Ignition or Explosion of Gas or Dust  
### 3. Date/Time of Accident: 04/05/2010 03:22 PM  
### 4. Date/Time of Death:  
### 5. Fatal Case No: 25

### 6. Mine Information:

- **a) Mining Company Name:** Performance Coal Company
- **b) Mine Name:** Upper Big Branch Mine-South
- **c) Parent of Mining Company:** Massey Energy Company

### 7. Mine Location:

- **a) City:** Montcoal  
- **b) County:** Raleigh  
- **c) State:** WV  
- **d) Mine ID Number:** 46-08436  
- **e) Parent Mine ID Number:** NO

### 8. Number of Employees:

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<thead>
<tr>
<th>Total</th>
<th>Underground</th>
<th>Open Pit/Quarry</th>
<th>Mill/Prep Plant</th>
<th>Other</th>
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<tbody>
<tr>
<td>242</td>
<td>234</td>
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### 10. Primary Mineral Mined: BITUMINOUS

### 12. Contractor Name:

David Stanley Consultants LLC

### 13. Union:

NO

### 14. Contractor ID Number:

YBV

### 15. Contractor Address:

- **a) City:** Fairmont  
- **b) County:** Marion  
- **c) State:** WV  
- **d) Zip Code:** 26554

### 16. Number of Contractor Employees:

<table>
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<th>Total</th>
<th>Underground</th>
<th>Open Pit/Quarry</th>
<th>Mill/Prep Plant</th>
<th>Other</th>
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### 17. Number of Persons in Mine at Time of Accident:

<table>
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<th>a) Mine Employees:</th>
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<tbody>
<tr>
<td>b) Contractor Employees:</td>
<td>1</td>
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### 18. Number of Persons Unaccounted For:

<table>
<thead>
<tr>
<th>a) Mine Employees:</th>
<th>0</th>
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</thead>
<tbody>
<tr>
<td>b) Contractor Employees:</td>
<td>0</td>
</tr>
</tbody>
</table>

### 19. Location of Accident:

- **X: 01-Underground**  
  - 03-Open Pit  
  - 07-Advance Mining  
  - 30-Mill/Prep Plant  
  - Other (specify)  
  - 02-Surface at Underground  
  - 06-Dredge Mining  
  - 09-Retreat Mining  
  - 59-Office Facility

### 20. Mining Height:

<table>
<thead>
<tr>
<th>Feet</th>
<th>Inches</th>
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<tbody>
<tr>
<td>6</td>
<td>0</td>
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### 21. Nonfatal Injuries:

- **22. Fatal Injuries:** 29

### 22. Victim Information:

- **a) Name:** Dillard Persinger  
- **b) Age:** 32

### 23. Regular Job Title:

- Shield Operator

### 24. Experience:

<table>
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<th>a) Total:</th>
<th>Years Weeks Days</th>
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<tr>
<td>b) at the mine:</td>
<td>Years Weeks Days</td>
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<tr>
<td></td>
<td>2</td>
</tr>
<tr>
<td>c) at activity (23d):</td>
<td>Years Weeks Days</td>
</tr>
<tr>
<td></td>
<td>2</td>
</tr>
<tr>
<td>d) with Contractor:</td>
<td>Years Weeks Days</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
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</table>

### 25. Autopsy Performed:

- **If Yes, Location:** Mine Employee

### 26. Mine Telephone No.:

(304) 854-1456

### 27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

---

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

### 28. Equipment Manufacturer:  
### 29. Model:  
### 30. District: G0400 Mt. Hope  
### 32. Field Office: Mt. Hope WV  
### 33. Event Number: 4440347  
### 34. Accident Investigator: Norman Page  
### 35. MSHA Person Notified: Lincoln Selfe  
### 36. Type of Report: Initial  
### 37. Name of Preparer and Date Prepared: Robert G. Hardman 04/14/2010  
### 38. Reason For Amendment: MSHA Form 7000-13, March 05 (revised)
## Preliminary Report of Accident

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

### 24-Sep-10

<table>
<thead>
<tr>
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<tbody>
<tr>
<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td>04/15/2010 03:03 PM</td>
<td>26</td>
</tr>
</tbody>
</table>

### 6. Mine Information:

- **a)** Mining Company Name: Performance Coal Company
- **b)** Mine Name: Upper Big Branch Mine-South
- **c)** Parent of Mining Company: Massey Energy Company

### 7. Mine Location:

- **a)** City: Montcoal
- **b)** County: Raleigh
- **c)** State: WV

### 8. Mine ID Number:

- **11. Number of Mine Employees:** 242
- **12. Contractor Name:** David Stanley Consultants LLC
- **13. Union:** NO
- **14. Contractor ID Number:** YBV
- **15. Contractor Address:** Fairmont, Marion, WV 26554
- **16. Number of Contractor Employees:** 1
- **17. Number of Persons in Mine at Time of Accident:** 74
- **18. Number of Persons Unaccounted For:** 0

### 19. Location of Accident:

- **X** 01-Underground: 03-Open Pit
- **X** 02-Surface at Underground: 06-Dredge Mining

### 22. Fatal Injuries:

- **2**

### 23. Victim Information:

- **a)** Name: Joel Price
- **b)** Age: 55
- **c)** Regular Job Title: Shearer Operator
- **d)** Activity at Time of Accident: Mine Employee

### 24. Experience:

- **25. Autopsy Performed:** If Yes, Location: (304) 854-1456

### 27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

### 28. Equipment Manufacturer:

### 29. Model:

### 30. District: C0400 Mt. Hope

### 31. Field Office: Mt. Hope WV

### 32. Event Number: 4440347

### 34. Accident Investigator: Norman Page

### 35. MSHA Person Notified: Lincoln Selbe

### 36. Type of Report: Initial

### 37. Name of Preparer and Date Prepared: Robert G. Hardman 04/14/2010

### 38. Reason For Amendment:

MSHA Form 7000-13, March 05 (revised)
## Preliminary Report of Accident

### 1. Accident Type: Fatal Injury
### 2. Accident Classification: Ignition or Explosion of Gas or Dust
### 3. Date/Time of Accident: 04/05/2010 03:02 PM
### 4. Date/Time of Death
### 5. Fatal Case No: 27

### 6. Mine Information:
- a) Mining Company Name: Performance Coal Company
- b) Mine Name: Upper Big Branch Mine-South
- c) Parent of Mining Company: Massey Energy Company

### 7. Mine Location:
- a) City: Montcoal
- b) County: Raleigh
- c) State: WV

### 8. Mine ID Number: 46-08436
### 9. Union: NO

### 10. Primary Mineral Mined: BITUMINOUS
### 11. Number of Mine Employees: 242
- a) Total: 242
- b) Underground: 234
- c) Open Pit/Quarry
- d) Mill/Prep Plant
- e) Other: 8

### 12. Contractor Name: David Stanley Consultants LLC
### 13. Union: NO
### 14. Contractor ID Number: YBV

### 15. Contractor Address:
- a) City: Fairmont
- b) County: Marion
- c) State: WV
- d) Zip Code: 26554

### 16. Number of Contractor Employees: 1
- a) Total: 1
- b) Underground: 1
- c) Open Pit/Quarry
- d) Mill/Prep Plant
- e) Other

### 17. Number of Persons in Mine at Time of Accident: 1
### 18. Number of Persons Unaccounted For: 0
- a) Mine Employees: 74
- b) Contractor Employees: 1

### 19. Location of Accident:
- 01-Underground
- 03-Open Pit
- 07-Advance Mining
- 30-Mill/Prep Plant
- 06-Dredge Mining
- 08-Retreat Mining
- 99-Office Facility

### 20. Mining Height: 6 Feet 0 Inches

### 21. Nonfatal Injuries: 2
### 22. Fatal Injuries: 29

### 23. Victim Information:
- a) Name: Gary Quarles
- b) Age: 33
- c) Regular Job Title: Shearer Operator
- d) Activity at Time of Accident: Mine Employee

### 24. Experience:
- a) Total: 14
- b) at the mine: 12
- c) at activity (23d): 24
- d) with Contractor: 14

### 25. Autopay Performed: If Yes, Location: (304) 854-1456

### 26. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

### The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

### 28. Equipment Manufacturer:
### 29. Model:

### 30. District: C0400
### 31. Field Office: Mt. Hope WV
### 32. Event Number: 4440347

### 34. Accident Investigator: Norman Page
### 35. MSHA Person Notified: Lincoln Selph
### 36. Type of Report: Initial
### 37. Name of Preparer and Date Prepared: Robert G. Hardman 04/14/2010

### MSHA Form 7000-13, March 05 (revised)
Preliminary Report of Accident

Performance Coal Company
Upper Big Branch Mine-South
Massey Energy Company

10. Primary Mineral Mined:
BITUMINOUS

11. Number of Mine Employees:
a) Total: 242
b) Underground: 234
c) Open Pit/Quarry: 8

12. Contractor Name:
David Stanley Consultants LLC

13. Union: NO

14. Contractor ID Number: YBV

17. Number of Persons in Mine at Time of Accident:
a) Mine Employees: 74
b) Contractor Employees: 1

18. Number of Persons Unaccounted For:
a) Mine Employees: 0
b) Contractor Employees: 0

19. Location of Accident:
[ ] 01-Underground
[ ] 02-Surface at Underground

40,000-Foot Distance

22. Fatal Injuries: 29

23. Victim Information:
a) Name: Deward Scott
b) Age: 58

c) Regular Job Title: Shuttle Car Operator
d) Activity at Time of Accident: Mine Employee

24. Experience:
Years Weeks Days
a) Total: 38
b) at the mine: 48
c) at activity (23d): 38

25. Autopsy Performed:
If Yes, Location

26. Mine Telephone No.: (304) 854-1456

27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.
**Preliminary Report of Accident**

24-Sep-10

1. Accident Type: | 2. Accident Classification: | 3. Date/Time of Accident: | 4. Date/Time of Death: | 5. Fatal Case No: |
---|---|---|---|---|
Fatal Injury | Ignition or Explosion of Gas or Dust | 04/05/2010 03:02 PM | | 29 |

6. Mine Information:
   - a) Mining Company Name: Performance Coal Company
   - b) Mine Name: Upper Big Branch Mine-South
   - c) Parent of Mining Company: Massey Energy Company

7. Mine Location:
   - a) City: Montcoal
   - b) County: Raleigh
   - c) State: WV
   - d) Mine ID Number: 46-08436

10. Primary Mineral Mined: BITUMINOUS
11. Number of Mine Employees: 242
   - a) Total: 242
   - b) Underground: 234

12. Contractor Name: David Stanley Consultants LLC
13. Union: NO
14. Contractor ID Number: YBV

15. Contractor Address:
   - a) City: Fairmont
   - b) County: Marion
   - c) State: WV
   - d) Zip Code: 26554

16. Number of Contractor Employees: 1
   - a) Total: 1
   - b) Underground: 1

17. Number of Persons in Mine at Time of Accident:
   - a) Mine Employees: 74
   - b) Contractor Employees: 1
18. Number of Persons Unaccounted For: 0
   - a) Mine Employees: 0
   - b) Contractor Employees: 0

19. Location of Accident:
   - 01-Underground
   - 02-Surface at Underground
   - 03-Open Pit
   - 07-Advance Mining
   - 30-Mill/Prep Plant
   - Other (specify): 0

20. Mining Height: Feet 6
    Inches 0

21. Nonfatal Injuries: 2
22. Fatal Injuries: 29

23. Victim Information:
   - a) Name: Grover Skeens
   - b) Age: 57
   - c) Regular Job Title: Maintenance Foreman
   - d) Activity at Time of Accident: Mine Employee

24. Experience:
   - a) Total: 33
   - b) at the mine: 14
   - c) at activity (23d): 33

25. Autopsy Performed: Yes, Location: Linear Saw

26. Mine Telephone No.: (304) 854-1456

27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:
29. Model:

30. District: C0400 Mt. Hope
31. Field Office: Mt. Hope WV
32. Event Number: 4440347

34. Accident Investigator: Norman Page
35. MSHA Person Notified: Lincoln Seif
36. Type of Report: Initial
37. Name of Preparer and Date Prepared: Robert G. Hardman 04/14/2010

MSHA Form 7000-13, March 05 (revised)
# Preliminary Report of Accident

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

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<tbody>
<tr>
<td>Fatal Injury</td>
<td>Ignition or Explosion of Gas or Dust</td>
<td>04/05/2010 03:02 PM</td>
<td>Date/Time of Death</td>
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<th>6. Mine Information:</th>
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<tr>
<td>a) Mining Company Name</td>
<td>b) Mine Name</td>
<td>c) Parent of Mining Company</td>
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<tr>
<td>Performance Coal Company</td>
<td>Upper Big Branch Mine-South</td>
<td>Massey Energy Company</td>
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<td>Montcoal</td>
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<td>b) Underground 234</td>
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<td>c) Open Pit/Quarry</td>
<td>d) Mill/Prep Plant</td>
<td>e) Other 8</td>
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<th>15. Contractor Address:</th>
<th>a) City</th>
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<tbody>
<tr>
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<th>a) Total</th>
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<thead>
<tr>
<th>17. Number of Persons in Mine at Time of Accident:</th>
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<tr>
<td>a) Mine Employees: 74</td>
<td>a) Mine Employees: 0</td>
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<td>b) Contractor Employees: 1</td>
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<table>
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<tr>
<th>19. Location of Accident</th>
<th>20. Mining Height:</th>
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<tbody>
<tr>
<td>X 01-Underground</td>
<td>Feet</td>
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<tr>
<td>02-Surface at Underground</td>
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<td>03-Open Pit</td>
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<tr>
<td>04-Advance Mining</td>
<td></td>
</tr>
<tr>
<td>05-Mill/Prep Plant</td>
<td></td>
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<td>06-Dredge Mining</td>
<td></td>
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<tr>
<td>07-Retreat Mining</td>
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<tr>
<td>08-Office Facility</td>
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<td>Other (specify)</td>
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<tr>
<td>2</td>
<td>29</td>
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<table>
<thead>
<tr>
<th>23. Victim Information:</th>
<th>a) Name</th>
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<td>Benny Willingham</td>
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<thead>
<tr>
<th>c) Regular Job Title:</th>
<th>d) Activity at Time of Accident:</th>
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</thead>
<tbody>
<tr>
<td>Roof Bolter Operator</td>
<td>Mine Employee</td>
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<table>
<thead>
<tr>
<th>24. Experience:</th>
<th>a) Total: 34</th>
<th>b) at the Mine: 48</th>
<th>c) at activity (23d): 34</th>
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<tbody>
<tr>
<td>Years Weeks Days</td>
<td>Years Weeks Days</td>
<td>Years Weeks Days</td>
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<table>
<thead>
<tr>
<th>25. Autopsy Performed:</th>
<th>If Yes, Location</th>
<th>26. Mine Telephone No.: (304) 854-1456</th>
</tr>
</thead>
<tbody>
<tr>
<td>33. Event Number:</td>
<td>4440347</td>
<td>34. Accident Investigator: Norman Page</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>35. MSHA Person Notified:</th>
<th>Date</th>
<th>Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lincoln Seife</td>
<td>04/05/2010 03:45 P</td>
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<table>
<thead>
<tr>
<th>36. Type of Report: Initial</th>
<th>37. Name of Preparer and Date Prepared</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Robert G. Hardman</td>
<td>04/14/2010</td>
</tr>
</tbody>
</table>

| 38. Reason For Amendment: | |

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.
# Preliminary Report of Accident

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

## 1. Accident Type:
Fatal Injury

## 2. Accident Classification:
Ignition or Explosion of Gas or Dust

## 3. Date/Time of Accident:
04/05/2010 03:02 PM

## 4. Date/Time of Death:

## 5. Fatal Case No:
31

## 6. Mine Information:
- **Mining Company Name:** Performance Coal Company
- **Mine Name:** Upper Big Branch Mine-South
- **Parent of Mining Company:** Massey Energy Company

## 7. Mine Location:
- **City:** Montcoal
- **County:** Raleigh
- **State:** WV

## 8. Mine ID Number:
46-08436

## 9. Union:
NO

## 10. Primary Mineral Mined:
BITUMINOUS

## 11. Number of Mine Employees:
- a) Total: 242
- b) Underground: 234

## 12. Contractor Name:
David Stanley Consultants LLC

## 13. Union:
NO

## 14. Contractor ID Number:
YBV

## 15. Contractor Address:
- **City:** Fairmont
- **County:** Marion
- **State:** WV
- **Zip Code:** 26554

## 16. Number of Contractor Employees:
1

## 17. Number of Persons in Mine at Time of Accident:
- a) Mine Employees: 74
- b) Contractor Employees: 1
- c) Other (specify): 0

## 18. Number of Persons Unaccounted For:
0

## 19. Location of Accident:
- **01-Underground:**
  - 07-Advance Mining
  - 30-Mill/Prep Plant
  - Other (specify)

## 20. Mining Height:
- Feet: 6
- Inches: 0

## 21. Nonfatal Injuries:
2

## 22. Fatal Injuries:
29

## 23. Victim Information:
- **Name:** Ricky Workman
- **Age:** 50
- **Job Title:** Shuttle Car Operator
- **Activity at Time of Accident:** Mine Employee

## 24. Experience:
- Years Weeks Days: 9
- Years Weeks Days: 8
- Years Weeks Days: 9
- Years Weeks Days: 0

## 25. Autopsy Performed:
If Yes, Location: 26. Mine Telephone No.:
(304) 854-1456

## 26. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):
On April 5, 2010, an explosion occurred at the Performance Coal Company, Upper Big Branch Mine-South, located at Montcoal, Raleigh County, West Virginia, resulting in 29 fatalities. The time of death is undetermined for each victim.

## The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

## 28. Equipment Manufacturer:

## 29. Model:

## 30. District:
C0400

## 31. Field Office:
Mt. Hope WV

## 32. Event Number:
4440347

## 33. Accident Investigator:
Norman Page

## 34. MSHA Person Notified:
Lincoln Selfe

## 35. Date/Time:
04/05/2010 03:45 P

## 36. Type of Report:
Initial

## 37. Date of Preparation and Date Prepared:
Robert G. Hardman
04/14/2010

## MSHA Form 7000-13, March 05 (revised)