December 07, 2009

MEMORANDUM FOR:

MICHAEL A. DAVIS Deputy Assistant Secretary for Mine Safety and Health Administration

FROM:

PETER J. MONTALI Acting Director of Accountability for Mine Safety and Health Administration

ARLIE A. WEBB Accountability Specialist

BILLY R. RANDOLPH Accountability Specialist

SUBJECT:

MSHA Office of Accountability Audit, Coal District 5,

Vansant, Virginia Field Office and ^{(b}

Introduction:

This memorandum summarizes the Office of Accountability audit of the subject mines and field office. Audit subjects included, but were not limited to, the Uniform Mine File, MSHA field activities, level of enforcement, evaluations of gravity and negligence, Field Activity Reviews (FARs), Accompanied Activities (AAs), MSHA supervisory and managerial oversight, mine plans, and the condition and practices at the mines. The audit was conducted during the week of the by Arlie A. Webb , Billy R. Randolph, and Peter J. Montali – Acting Director of the Office of Accountability. Positive findings and issues requiring attention are included in this audit report.

Overview:

The audit team traveled to the subject field office and mines to observe and evaluate areas mentioned above.

- Areas of the underground mine examined during this audit were the active mmu (001), main and section track haulage, T6, T7 and T8 belt drives and beltlines, working section faces, section refuge chamber, haulageways and travelways.
- Areas of the surface facility examined during this audit were the load-out, dump, belts, haul roads, equipment, scale, scale house, fuel storage, supply trailers, office, plans, postings, training records, and contractor records.

The audit revealed positive findings in several categories, including the following:

- 1. Interviews with field office supervisors indicates a general knowledge of positive enforcement procedures, policies, and evaluation of conditions.
- 2. Personnel at the field displayed a professional attitude and appearance.
- 3. Records requested were quickly provided and were maintained up to date.

The audit also revealed several issues that require corrective actions, including the following:

- There appear to be issues regarding recognizing and addressing hazards/violations. (*Three belt drive units {t6, t7, & t8} were not provided adequate sprinkler system and were not cited when previously inspected}* Safeguards were not previously issued issues such as;
 - a. Lack clearance along track haulage at a number of locations
 - b. Reflectors on track equipment not provided
 - c. Abrupt changes in overhead clearance not identified and marked
- 2. Citations issued for violations are not always properly evaluated regarding gravity, negligence and type of action. { *See Attachment B Citation #'s*

See Attachment C

- 3. The proper level of enforcement is not always being utilized.
 - a. See Attachment B Citation #'
 - b. See Attachment C
- 4. Interviews with levels of negligence.

did not express overall understanding for

- 5. FARs and AAs are not adequately documented and do not always contain sufficient constructive comments to help inspection personnel improve.
- 6. IPAL utilized was version 3.0.5 by some of the enforcement personnel but the current version is 3.0.7. All laptops shall be checked to ensure proper version of IPAL is being utilized.
- 7. Repeat violations of the same standard are not being considered when evaluating negligence. (75.400 standard was issued 42 times at the Mine No. 36 with no elevation of negligence) [see Darby Internal Review pp 41 example 1 & 2)
- 8. Condition or practice should not include statements such as "no methane present", "no one in the area". "No ignition source present" [see Darby Internal Review pp 41]. Statements that support the issuances should be included such as "this mine exhausts 5.3 million cubic feet of methane in a 24 hr period", "this standard has been issued 42 times in the last 2 years" should be used in the body of the citations.
- 9. Hazards should be included in the condition or practice on form 7000-3 and generally found not to be included during this review. [See Attachment C]

10. Evaluations are not being used regarding continuing operations. Generally evaluated as the condition is at the time of the citation. (*Darby internal review pp* 40-41)

S&S Rate Comparison:

Although the S&S rates for the district and field office were comparable to the national average during FY 2008, the FY 2009 rates were lower than the national average for FY 2009.

S&S Rate Comparison				
Fiscal Year	Vansant, VA Field Office	Coal District 5	National Average	
2008	31%	32%	35%	
2009	29%	27%	34%	

Time and Activity Comparison:

Although time distribution for E01 inspections conducted by the Vansant field office during FY 2009 are generally good, the data indicates a need to address time expended in the "other" category.

	Surface Facilities – E01 Inspections						
	Travel	Other	Total	Citation	Citation	Total	
			On-Site	Writing	Writing	Percent	
				On-Site	Off-Site		
% of Total	12.1	19.7	*68.0	6.9	<1	100.0	
	*Total On-S	Site Time incl	udes citation	writing on-s	ite		
		Sur	face Mines -	E01 Inspectio	ons		
	Travel	Other	Total	Citation	Citation	Total	
			On-Site	Writing	Writing	Percent	
				On-Site	Off-Site		
% of Total	18.8	16.5	*64.6	5.9	<1	100.0	

			Under	ground N	Mines – E0	1 Inspection	าร	·
	Travel	Other	MMU	Outby	Surface	Citation	Citation	Total
		ĺ		-		Writing	Writing	Percent
	ж з					On-Site	Off-Site	
% of Total	12.8	19.8	20.4	23.0	17.8	5.8	<1	100.0

Audit Results:

The attached checklist addresses the findings of the audit. Positive issues as well as issues requiring action are covered in detail in the checklist.

Attachments:

A. OA Checklist with comments, recommendations and references

B. Citations issued during this audit

Underground

Underground		
1.		316(b)
2.		75.1100-2(b)
3.	9	75.1731(b)
4.		75.1731(b)
5.		75.1101-8(c)
6.		75.1101-8(c)
7.		75.1103-9(d)
8.		75.1103-9(d)
9.		75.1101-8(c)
10.		75.807
11.		75.512
12.		75.400
13.		75.512
14.		75.514
15.		75.517
16.		75.1719-4(b)
17.		75.1719-4(b)
18.		75.400
19.		75.360(b)
Courts on Familitar		
Surface Facility		771(07()
1.		77.1607(n)
2.		77.1607(n)
3.		77.205(a)
4.		77.1110
5.		77.205(e)
6.		77.205(a)
7.		77.700
8.		77.208(e)
9.		77.513
10.		77.1110
11.		77.1102

C. Enforcement actions with questionable evaluations of gravity and/or negligence (With questioned areas shaded)



Attachment A	Mine Safety	ates Department of Labor and Health Administratic ce of Accountability	n	
District Coal District	5 Field Office Var	nsant, VA Mine ID] Date]
	supervisory review tation for complete		ts and	
Adequate	Inadequate X	Not Applicable		Comments Below
	or inspection report f action on a numbe			ination of negligence, tachment C]
ſ <u></u>				
2. Determin	e if supervisors add	lress report deficier	ncies imr	nediately
Adequate	Inadequate X	Not Applicable		Comments Below
	ghlighted on the cita pervisor were not a	0		C have that been
3. Determin annually	e if supervisors are	visiting each assigr	ned mine	e at least
Adequate X	Inadequate	Not Applicable		Comments Below
4. Evaluate	the quality of Field	Activity Review rej	ports (FA	ARs)
Adequate	Inadequate X	Not Applicable		Comments Below
	FARs reviewed dur to indicate inspect	v		, <u>,</u>
		I I I I I I I I I I I I I I I I I		ġ

	Determine if supervisors/managers are identifying and addressing
5.	performance or behavior based issues during and after accompanied
	inspections are conducted

Attachment A	United States Department of Labor Mine Safety and Health Administration Office of Accountability	
District Coa	District 5 Field Office Vansant, VA Mine ID	Date
Adequate	Inadequate X Not Applicable	Comments Below
	e-based issues are not being immediately addres valuations of gravity and/or negligence during a	

6. Evaluate the quality of Accompanied Inspections				
Adequate Inadequate X	Not Applicable		Comments Below	
See #4 & 5 above.				

7. Determ	ine if supervisors are	e thoroughly review	ving mine	e files at least annually
Adequate X	Inadequate	Not Applicable		Comments Below

 Determine if Assistant District Manager is holding supervisor accountable for general mine visits, FARs, and accompanied activities 					
Adequate Inadequate X Not Applicable Comments Below					
are conducting general mine visits and FARS but the quality of the reviews					
is questionable. [see 4 & 5 above and attachment C]					

 Determine if District Manager is using Performance Management System to hold ADMs accountable for oversight of subordinates 			
Adequate Inadequate X Not Applicable Comments Below			
[see 4 & 5 above and attachment C}			

Attachment A	United States Department of Labor Mine Safety and Health Administration Office of Accountability	
District Coal Distri	ict 5 Field Office Vansant, VA Mine ID Date Date	
Determ	nine if MSHA Administrators are using Performance Management	
10. System	to hold District Managers accountable for oversight of subordinates	
Adequate X	Inadequate Not Applicable Comments Below	

Determine if ADMs and DMs are visiting mines with poor compliance at 11. least monthly					
Adequate	X	Inadequate	Not Applicable		Comments Below

12.	Evaluate visits	required monthly 1	reports of superviso	ory and n	nanagement mine
Adequate	X	Inadequate 📃	Not Applicable		Comments Below

13.		e the location, workl on, electrical, etc.) w		y of spec	ialists (roof control,
Adequate	X	Inadequate	Not Applicable		Comments Below

14.	Evaluate supervisory and management review of 103(i) (spot inspection)14. tracking system for compliance with time frames				
Adequate	X	Inadequate	Not Applicable		Comments Below

Attachment A	United States Department of Labor Mine Safety and Health Administration Office of Accountability
District Coal D	trict 5 Field Office Vansant, VA Mine ID Date
510 202X	mine if supervisors and managers are ensuring that 103(i) inspections of combined with any other type of inspection
Adequate 🛛	Inadequate Not Applicable Comments Below

16.		ine if supervisors, st lewing work produc		· ·
Adequa	te 🗌	Inadequate X	Not Applicable	Comments Below
See Atta	chment C			
17.		ine if supervisors are	• •	•

17. documentation to ensure pr	toper use of time by hispect	01
Adequate Inadequate X	Not Applicable	Comments Below
Time expended in the "other" categor	y remains above the nation	al average.

			ating Procedures (SC policies and procedu	in place, current, and
Adequate	X	Inadequate	Not Applicable	Comments Below

19.	hold ins	1	for properly evalua	iting gra	nagement System to vity and negligence, ns
Adequate	_	Inadequate X	Not Applicable		Comments Below
As shown in Item No. 37, No. 79, and Attachment C.					

Attachment A United States Department of Labor Mine Safety and Health Administration Office of Accountability	
District Coal District 5 Field Office Vansant, VA Mine ID Date	
20. Determine if supervisors are adequately evaluating the level of enforcement by visiting each producing mine	ent
Adequate Inadequate X Not Applicable Comments Belo	w
Enforcement levels at the reviewed field office were below the national average for and elevated enforcement levels.	S&S
Following the Audit, the District Manager initiated a training program for all district and field pers to ensure hazards are properly identified, evaluated and at the proper enforcement level.	onnel
21. Determine if District Manager is monitoring the ACRI program and using Performance Management System to ensure that CLRs justify changes	g the
Adequate Inadequate Not Applicable X Comments Belo	w
22. Determine if District Manager is using discretion in granting conferences	
Adequate Inadequate Not Applicable X Comments Belo	w

23.	Determine if second level reviews and Peer Reviews are used to assess supervisory review of enforcement actions

ACRI review was not conducted at time of this audit.

 Adequate
 Inadequate
 Not Applicable
 X
 Comments Below

 Review of the Peer Reviews were not conducted at the time of this audit.

Attachment A	Mine Safety	ates Department of Labor and Health Administrati ce of Accountability			
District Coal District	5 Field Office Va	nsant, VA Mine ID		Date	
24. Determine if appropriate actions are taken by supervisors and manager with respect to issues of misconduct and/or poor performance					
Adequate	Inadequate 🗌	Not Applicable	X	Comments Below	v
		······································			

Determine if complete and thorough inspections are being conducted and				
29. adequately documented				
Adequate Inadequate X Not Applicable Comments Below				
The audit team traveled to the 001 mmu at Mine No 36 along the track haulage and T-6 - T-8 beltlines. Numerous citations were issued for hazards that have been permitted to exist for some time. Areas have been inspected and hazards not corrected. In addition, safeguards were issued for hazards that also existed for long periods of time. <i>{see</i> <i>Attachment B cit</i> #				

30.	Determine if inspection notes, air samples, rock dust samples, and tracking map/diagram support the inspector's assertion that the mine was inspected in its entirety				
Adequat	e	Inadequate X	Not Applicable		Comments Below
Notes need to be more specific and include all information to justify actions taken.					

Determine that the inspector spent sufficient time on off-shifts and on weekends						
Adequate X	Inadequate	Not Applicable		Comments Below		

Attachment A	United States Department of Labor Mine Safety and Health Administration Office of Accountability	
District Coal District	5 Field Office Vansant, VA Mine ID Date	
the start	ne if the SCSR inventory database has been implemented	d to track
32. inspectio	ons of SCSRs	
Adequate X	Inadequate Not Applicable Comm	nents Below

33.	Determi sampled		"too wet" for rock o	dust surve	eys are re-visited and
Adequate	e 🗌	Inadequate	Not Applicable	X	Comments Below

 Determine if all mine record books, postings, and other required materials are examined during the inspection 					
Adequate Inadequate X Not Applicable Comments Below					
Record books are being examined but more detailed examinations are necessary to ensure compliance. <i>{See attachment</i> $B_{-}^{(b)}(6)$ <i>}</i>					

Determine if all 35. inspection	provisions of the MINER Act a	are evaluated during the				
Adequate Inade	quate 📄 Not Applicable	Comments Below X				
Inspection was ongoing therefore it was not determined if all provisions were evaluated during this audit.						

Attachment A United States Department of La Mine Safety and Health Administ Office of Accountability					
District Coal District	5 Field Office Var	nsant, VA Mine ID		Date	
Determine if the amount of time expended on each inspection activity and areaof the mine is sufficient to accomplish inspection goals					
Adequate X	Inadequate	Not Applicable		Comments Below	

Evaluate each citation/order/safeguard for inspector's determination of 37. gravity, negligence, number of persons affected, and the level of enforcement					
Adequate Inadequate X Not Applicable Comments Below					
See Items No. 19, No. 79, and Attachment B & C.					
Following the audit, the district manager took a proactive approach by initiated a training program to ensure that proper determination of gravity, negligence, number of persons affected and level of enforcement was being used throughout the district.					

38. Accompany and evaluate inspector's imminent danger run					
Adequate X Inadequate Not Applicable Comments Below					
Inspector traveled each working place, measured air quantity and quality, and mining processes.					

39. Check adequacy of preshift/onshift examinations					
Adequate Inadequate X Not Applicable Comments Below					
Enforcement personnel appropriately issued citations issued for the mine operator's failure to conduct adequate examinations.					
See attachment B – cit #'					

Attachment A United States Department Mine Safety and Health Adm Office of Accountabil			ı	12	
District Coal District	5 Field Office Var	nsant, VA Mine ID] Date	
Evaluate inspector's observation of roof conditions. Is a copy of the currentlyapproved roof control plan maintained on the section?					
Adequate X	Inadequate	Not Applicable		Comments Belo	w

41. Evaluate operator's workpla	ce examinations			
Adequate Inadequate X	Not Applicable		Comments Below	
Enforcement personnel identified deficiencies in the operator's workplace exams and properly issued appropriate citations.				
See Attachment B - Cit #'s				
			1	

42. Evaluate conditions on working section and observe work cycle				
Adequate Inadequate Not Applicable X Comments Below				
Section was not operating during the shift the audit was conducted. Inspector evaluated the conditions during inspection.				

43. Observe air quantity, quality, and gas checks by inspector				
Adequate X	Inadequate	Not Applicable		Comments Below

Attachment A United States Department of Labor Mine Safety and Health Administration Office of Accountability		
District Coal District 5 Field Office Vansant, VA Mine ID Date		
Determine adequacy of Emergency Response Plan training (interview	v	
44. miners)		
Adequate Inadequate Not Applicable Comments B	elow X	
Section idle – non producing at the time of the audit.		
1 0		
	100 Aug	

45.	Determine adequacy of training regarding roof, ventilation, and other plans (interview miners). Do inspection notes document evaluation of this type				
Adequate	training?	Not Applicable	X	Comments Below	
		1.			
9. 9					

46. Evaluate Self-Contained, Self-Rescuer condition, storage, signage					
Adequate	X	Inadequate	Not Applicable		Comments Below
	14				

Determine if the mine operator has conducted SCSR donning expectation					
47.	training	and if the inspector	has observed and	evaluated	d the training
Adequate	Adequate Inadequate Not Applicable X Comments Below				
Did not evaluate during the audit – audit team traveled on a off shift.					
				<u></u>	<u> </u>

Attachment A	United States Department of Labor Mine Safety and Health Administration Office of Accountability	
District Coal District 5	Field Office Vansant, VA Mine ID Date	l
48. Examine el	lectrical cables on several pieces of equipment	
Adequate X I	nadequate Not Applicable Comments Below	

49. Evaluate several pieces of equipment for permissibility					
Adequate Inadequate Not Applicable X Comments Below					
Section was idle – equipment checked previously by the resident inspector.					

50. Examine lifelines, mandoors, and related signage				
Adequate X	Inadequate	Not Applicable		Comments Below

51. Examine escapeway map for compliance with regulations				
Adequate 🔄 Inadequate 🔄 Not Applicab	le X Comments Below			
Audit team did not have the opportunity to review the escapeway map due to the one day audit.				

Attachment A United States Department of Labor Mine Safety and Health Administration Office of Accountability					
District Coal District 5 F	ield Office Van	sant, VA Mine ID		Date]
52. Evaluate inte	grity of primary	and alternate esca	apeways		
Adequate X Ina	dequate 🗌	Not Applicable		Comments Below	
Well marked			E.		

53. Evaluate	e integrity of return	side stopping line		2
Adequate X	Inadequate	Not Applicable		Comments Below
		. =	25 5	

And the second sec		nd evaluate conditic es, and entries	on and maintenance	of section	on conveyor belt,
Adequate		Inadequate X	Not Applicable		Comments Below
See Attachr	ment B –	Cit#'s			
	-				

55. Evaluate conveyor belt isolation from other air courses					
Adequate X	Inadequate 🗌	Not Applicable		Comments Below	
· · · · ·					

Attachment A United States Department of Labor Mine Safety and Health Administration Office of Accountability					
District Coal District	5 Field Office Var	nsant, VA Mine ID [Date Date	
56. Evaluate	fire valves and hose	es (condition, comp	atibility	of fittings, pressu	re
Adequate	Inadequate X	Not Applicable		Comments Below	N
See Attachment B -		-			

57. Observe	e and evaluate fire d	etection methods		
Adequate	Inadequate 🗌	Not Applicable	X	Comments Below
		- <u></u> .		

58. Evaluate cleanup of accumulations and application of rock dust					
Adequate Inadequate X	Not Applicable		Comments Below		
See Attachment B –					

59. Evaluate condition of conveyor belt drives, and fire suppression systems						
Adequate [Inadequate X	Not Applicable		Comments Below		
See Attachment B – Cit #'s						

Attachment A United States Department of Labor Mine Safety and Health Administration Office of Accountability					
District Coal District 5 Field Office Vansant, VA Mine ID Date					
Determine if all required record books are adequately completed and in60. compliance with applicable standards					
Adequate Inadequate X Not Applicable Comments Below					
Review of the record books reveled examinations of the refuge chambers were not					
being entered each shift in the appropriate record book and adequate on-shift					
examinations were not being conducted. <i>{See Attachment B – cit ‡</i>					

61. Examine mine map for accuracy of workings and escapeway locations					
Adequate 🗌 Inade	equate 🔄 Not App	plicable X	Comments Below		
Audit team did not have	an opportunity to revie	ew on a one shift i	nspection.		

62.	Examine	mine bulletin board	d and evaluate ade	quacy of	all required postings
Adequate	X	Inadequate	Not Applicable		Comments Below

 63. Interview responsible person(s) and evaluate knowledge of emergency 63. response, evacuation procedures, and fire fighting processes 					
Adequate Inadequate Not Applicable X Comments Below					
Audit team did not have an opportunity to review on a one shift inspection					

		e if approved plans is and equipment	address and are c	ompatib	le with mining	
Adequate	X	Inadequate	Not Applicable		Comments Below	
ATTACH	MENT A					20

Attachment A United States Department of Labor Mine Safety and Health Administration Office of Accountability				
District Coal District 5	Field Office Vansant, VA Mine ID	Date		
L				

Examine and evaluate at least one set of seals, including methods forobtaining samples from sealed area						
Adequate Inadequate Not Applicable X Comments Below						
Audit team did not have the opportunity to evaluate one set of seals due to the one day audit visit.						

73. Evaluate the approved roof control plan after in-mine visit						
Adequate X	Inadequate	Not Applicable		Comments Below		
		lí I				

74. Evaluate approved ventilation plan after in-mine visit						
Adequate Inadequate Not Applicable Comments Below X						
Audit team did not have the opportunity to evaluate the ventilation due to the one day audit visit.						

Attachment A United States Department of Labor Mine Safety and Health Administration Office of Accountability	
District Coal District 5 Field Office Vansant, VA Mine ID	Date [
75. Evaluate approved training plan after discussion w	vith miners
Adequate X Inadequate Not Applicable	Comments Below
At surface operation	

77.	Evaluate the two most current completed E01 (regular) inspection reports (two quarters)						
Adequat	e 🗌	Inadequate X	Not Applicable		Comments Below		
See Attaci	hment C		¢ L				

78. Ten most current completed E02 (103(i) spot) inspection reports					
Adequate	X	Inadequate	Not Applicable		Comments Below

79. Citations, orders, and safeguards issued during previous two quarters						
Adequate Inadequate X Not Applicable Comments Below						
Evaluations for gravity, negligence, and the type of enforcement action taken are not always consistent with the narrative of the citations issued. Examples of this inconsistency are found in <i>Attachment C</i> .						
Recommendation – Proper evaluation of gravity, negligence, and level of enforcement should be addressed during staff meetings. In addition, the OA recommends that district management consult with the National Mine Academy regarding supplemental training for all inspection personnel regarding these issues.						

Attachment A United States Department of L Mine Safety and Health Adminis Office of Accountability					
District Coal District 5	Field Office Var	isant, VA Mine ID		Date	ב
	e if 104(d) tracking ept up to date	system is in place	at the offi	ce being audited	l, and
Adequate X	Inadequate	Not Applicable		Comments Belo	w

Determine if all plans and documents in the Uniform Mine File are legible, and up to date					
Adequate	X	Inadequate	Not Applicable		Comments Below
					5.

84. Determine if approved plans are being properly implemented and continueto be revised/adequate as conditions in the mine change					
Adequate		Inadequate	Not Applicable	X	Comments Below
Not Evaluated					

85.		ine if miners are ade its implementation	÷ ,	the provi	sions of any new plan
Adequat	e 🗌	Inadequate	Not Applicable	X	Comments Below
Not eval	uated on	the one shift audit.			

Attachment A	Mine Safety	ites Department of Labor and Health Administratio e of Accountability	n		
District Coal District 5	Field Office Var	nsant, VA Mine ID		Date	Γ
92. Determine i		lost recent plan is p	rovided f	or inclusion in the	5
Adequate X Ir	nadequate	Not Applicable		Comments Belo	w
· – – *			-		

Adequate X Inadequate Not Applicable Comments Below	99.	Determi adequac		ine file is reviewed f	or inforr	nation related to plan
	Adequate	e X	Inadequate	Not Applicable		Comments Below

102.		-	ed from field office i essed prior to approv	-	rs/supervisors, and
Adequate		Inadequate	Not Applicable	X	Comments Below
Cannot be	determin	ned			

Determine if plans contain required safety precautions for operatir 111. controlled equipment	ıg remote
Adequate Inadequate Not Applicable X Comment	Below
Plans appear to be adequate but section was idle and mine cycle could not be	observed.

Attachment A	United States Department of Labor Mine Safety and Health Administration Office of Accountability
District Co	Dal District 5 Field Office Vansant, VA Mine ID Date Date
	Determine if spreadsheets and/or databases provided for tracking of mine visits by supervisors and managers is kept up to date
Adequate	X Inadequate Not Applicable Comments Below

115.		e the effectiveness of spectors and special	<u> </u>	port of,	and communication
Adequate	X	Inadequate	Not Applicable		Comments Below

117.		HA Forms 7000-1 ac l violations, unsafe		er information and
Adequate	X	Inadequate	Not Applicable	Comments Below

118.	Determine if inspectors have sufficient equipment and supplies to conduct thorough inspections.
Adequate	X Inadequate Not Applicable Comments Below
p.	
119.	Determine if adequate close-out conferences are being conducted at the end of each inspection.
Adequate	X Inadequate Not Applicable Comments Below

Attachment A	United States Department of Labor Mine Safety and Health Administration Office of Accountability
District Coal Dist	rict 5 Field Office Vansant, VA Mine ID Date Date
	rmine if manpower at the field office is sufficient to ensure adequate, plete inspections, investigations, and other activities.
Adequate X	Inadequate Not Applicable Comments Below

Attachment l	В					t of Labor					
			Mine Safe				ion				
			Of	fice of A	Accounta	bility					
District	Coal Distric	ct 5 Field O	ffice V	ansant	VA	Mine ID			Data		_
		ris Meld O		ansam,		wille ID			Date		-
										•	
Mine Citatio	on/Order					artment of					>
Section I-Violati	ion Data				Mine Sale	ty and rieal	th Administ	12001			
1. Date		17 Time 174 He	Clock1		T		3 Citation				
							Order N	umper			
											_
			9.		7					(Contractor)	
a. Condition or	r Practice				1			8a.	Written N	lotice (103g)	Ι
		f a pre sh				not reco	orded fo	or the	safe	haven	
located	on the	001 mmu on	8/25/09	, day	shift.						
							с.				
							See Cor	tinuation Fon	n (MSHA F	orm 7000-3a) 🗌	1
9. Violation	A. Health Safety	B. Section of Act	316(b)		ari/Section of tle 30 CFR						
Section IIInspect	Other										10
10. Gravity:	IOIS EVALUADUM										-
	lilnesš (has) (is):		Unlikely	5	Reasonably L	ikely 🗍	Highly Likely		Occurred	C	-
	illness could rea e expected to be		days 📋 🛛 Lo	ost Workda	ys Or Restrict	ied Duty 🕢	Permanen	lly Disabling	0	Fatal 门	_
C. Significar	nt and Substantia	ai: Yes 🗍	No 🖌				D. Number of	f Persons A	flocted:	006	
11. Negligence	(check one)	A. None	B. Low	C. Mor	derale 🟹	D. High	<u>т)</u> е	Reckless i	Disregard	0	•
12. Type of Acti	ion 104(a)		13. Type of			Citation V	Order	Safeguar		Initien Notice	•
14. Initial Action	10.(0)		1		E. Citation/		C	F. Da		Mo Da Yr	
A. Citation	3 8. Order	C. Safeguard	D. Written Notic		Order Num	ber					
15. Area or Equ	ipment										
	<u> </u>		······			et 100					
16. Termination	Due A. Dat		B. Time (24 Hr.	Cłock)							
Secton III-Termin											
		examinatio			n recor	ded for	later	dates	with	no	
hazards	recorded	l for the s	are have	n.						-	
18. Terminated											
	A. Date	B. Time	(24 Hr. Clock								
Section IV-Automa 19. Type of Inspe		20. Event Number			21 Brim	ary or Mill					
(activity code		20. Even Humber			21. 1980	ary or ivin					
22. Signature)						23. AR N	lumber			
MSHA Form 7000-3	, Apr 08 (revised)	In accordance with t									
Established a Nation	nal Small Business s. The Ombudsma	s and Agriculture Regulation anniually evaluates entities ent	tory Ombudsman a forcement activities	nd 10 Regio and rates e	nal Faimese Bo ach agency's res	ards to receive or sponsiveness to :	omments from si small business.	mail business If you wish to	es about fec comment o	deral agency In the	
Enforcement actions Street, SW MC 212	s of MSHA, you ma 20, Washington, D	oy call 1-888-REG-FAIR (C 20416. Please note, h	(1-868-734-3247), (however, that your r	or write the (right to file a	comment with th	Small Business A ne Ombudsman i	dministration, O	ffice of the Na	tional Omb	udsman, 409 3rd	
		sed penalties and obtain						-			

Attachment B	Mine Safe	States Departme ety and Health A office of Accounta	dministrati	on		
District Coal Distric	t5 Field Office	Vansant, VA	Mine ID		(b) (C) Date	
Mine Citation/Order			artment of La ety and Health	abor Administration		
Section IViolation Data	12 Time 124 Hr Manks			3. Citation/		
				Order Numb		.
					(Contractor	r)
	e between fire ou				Ba. Written Notice (103g)	<u> </u>
	present at cross o tance of 560 feet		d the ne:	xt outlet	was at cross	
						100
9. Violation A. Health Safety M Other	B. Section of Act	C. Part/Section of Title 30 CFR		See Continuation 75.1100-2(b) Form (MSHA Form 7000-3a)	
Section Il-inspector's Evaluation 10. Gravity:						
A. Injury or Illness (has) (is):	No Likelihood	Reasonably	Likely 门 🕴	fighty Likely		
B. Injury or illness could rea- sonably be expected to be:	No Lost Workdays [] Lo	ost Workdays Or Restric	ted Duty 🟹	Permanently Disal	bling 门 🛛 Fatal 🗍	
C. Significant and Substantial	Yes 🗍 No 🐼		C). Number of Person	ns Affected: 002	1
11. Negligence (check one)	A. None 🔅 B. Low 门	C. Moderate 📝	D. High [E. Reckle	ess Disregard	
12. Type of Action 104(a)	13. Type of	Issuance (check one)	Citation 🖌	Order [] Safeg	uard 🔲 Written Notice []
14. Initial Action A. Citation (1) B. Order (1)	C. Safeguard I D. Written Notic	E. Citation	iber	F	Dated Mo Da Yr	
15. Area or Equipment						-
16. Tourisation Due						_
16. Termination Due A. D	B. Time (24 Hr.	Clock)				_
Section III-Termination Action 17. Action to Terminate		······································				_
17. Action to Terminate						
(B. Temperature) No D						-
18. Terminated A. Date Mo D	B. Time (24 Hr. Clock					_
Section N-Automated System Data 19. Type of Inspection	20. Event Number	21 Prim	nary or Mill			
(activity code)	20. LYONE TRANSF			23. AR Numb	L) (0)	-
		- Small Dupinger Daniverter	v Enforcement E-		maß Rusinger Leininistration has	-
enforcement actions. The Ombudsman enforcement actions of MSHA, you may	in accordance with the provisions of the nd Agnoutture Regulatory Ombudsman as annually evaluates enforcement activities call 1-888-REG-FAIR (1-888-734-3247), or 20148.	nd 10 Regional Fairness Bo and rates each agency's re or write the Ombudsman at	bards to receive com esponsiveness to sm Small Business Adm	ments from small busin all business. If you wis ministration, Office of th	nesses about faderal againcy sh to comment on the le National Ombudisman, 409 3rd	
	20418. Please note, however, that your r d penalties and obtain a hearing before th				THE POUNT INTER MOULING	

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	В		Mine Saf	ety and		nt of Labor dministrati ability				
District	Coal District	t 5 Field Of	fice	Vansa	nt, VA	Mine ID] Dat	e la	
Mine Citat				•		partment of fety and Hea	Labor Ith Administra	tion		•
1. Dale		12 Time 174 Hr	Clock)				3. Citation/			•
						<u> </u>	Order Nun	noer	×	
	-	······································			<u> </u>			••••••••••••••••••••••••••••••••••••••		
	-							- 141-74	(Contractor)	5
T	wo bottom	rollers p	rovided	for	the #1 #	belt wer	e damaged		an Notice (103g) 📋 ing a fire	
hazard.	. The roll	lers were	located	betw	een cros	ss cuts	2 to 3, a	and 10 t		
bottom	rollers v	were broke	in the	midd	le of th	ne rolle	r barrel.	9		
							See Contin	uation Form (MSI	HA Form 7000-3a)	
9. Violation	A. Health	B. Section of Act			. Part/Section d	of				
		urnu			Title 30 CFR		75.173	1(b)		
Section II-Inspe	Other				Title 30 CFR		75.173	1(b)		
10. Gravity:	Other	L	Unlikel	N 9					rred []	
10. Gravity: A. Injury or B. Injury or	Other	No Likelihood	Unlikel days (~)		Title 30 CFR Reasonably	Likely (Highly Likely (rred [] Fatal ()	
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	eck one)	A. None []	3. Low []	C. Modera	ta že ot	High 🗍	E Back	ess Disregard	
2. Type of Action	104(a)			of Issuance (che		an 🗸 Order			Written Notice
4. Initial Action	B. Order [7]	C. Safeguard (E. C	itation/ Inder Number			F. Daled	Mo Da Yr
5. Area or Equipme		L		···· ()			<u>_</u>	- <u> </u>	
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7. Action to Termin		roller }	as now be	en remo	ved from	the belt	:.		
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ection IV-Automated : 9. Type of Inspection	n	20. Event Num	ber		21. Primary or I	Vitt			
(activity code) 2. Signature	E01				L	23.	AR Number		•
SHA Form 7000-3, Ap tablished a National S forcament actions. Th	imal Business a			and 10 Regional F	Faimess Boards to re	eceive comments t	from small bus	inesses about fi	ederal agency

			United C	States D.				
			Mine Safet	States Departi ty and Health	nent of Lab	oor		
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The	e fire s	uppression	discharge	e provided	for the	T6 belt	drive w	as not
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line was	s angled	down, all	owing it t	o spray o	nly on t	he top of	the bo	ttom belt.
						See Continu	ation Form (MSI	HA Form 7000-3a)
. Violation	A. Health 门	B. Section		C. Part/Section	of			
1	Safety	of Act		Title 30 CFR		75.1101-	8(c)	
antion B Inseast	Other[]	L						
O Gravity:	ors evaluation							
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Attachment B	Mine Safety	tes Department of Labo and Health Administra te of Accountability		
District Coal Distric	t 5 Field Office Var	isant, VA Mine ID		Date
Mine Citation/Order		U.S. Department of Mine Safety and Hea		
Section IViolation Data	2 Time (24 Hr Clock)		3 Citation/	
			Order Numt	
				(Contractor)
			and the second	Written Notice (103g)
covering the bo	uppression discharge ttom of the top belt down, allowing it t	. The spray on th	e inby end of	the branch
		•	San Cartinuation En	m (MSHA Form 7000-3a)
9. Violation A. Health Safety V Other	B. Section of Act	C. Part/Section of Title 30 CFR	75.1101-8(c)	
Section II-Inspector's Evaluation 10. Gravity:				
A. Injury or Illness (has) (is):		Reasonably Likely	Highly Likely	Occurred []]
B. Injury or illness could rea- sonably be expected to be		Norkdays Or Restricted Duty 🔽	Permanently Disabling	9 🗍 Fatal 🗍
C. Significant and Substantia	i: Yes 🗋 No 河		D. Number of Persons A	iffected: 002
11. Negligence (check one)	A. None 3. Low	C. Moderate 🐼 D. High	E. Reckless	Disregard
12. Type of Action 104(a)	13. Type of Issu	uance (check one) Citation 🗹	Order 🗍 Safeguar	d 🗍 Writlen Notice 🗍
14. Initial Action A. Citation 3 B. Order	C. Safeguard (D. Written Notice (E, Citation/ Order Number	F. Di	aled Mo Da Yr
15. Area or Equipment				
16 Terriedice Due	Ma Day Vr		<u></u>	
16. Termination Due A. Dat	B. Time (24 Hr. Clo	ck)		5. 1
Section III-Termination Action				
17. Action to Terminate				
18. Terminated A. Date Mol	Da Yr B. Time (24 Hr. Clock			
Section IV-Automated System Data 19. Type of Inspection	20. Event Number	21. Pemary or Mill		
(activity code) E01		21. PERTAJY OF WELL		
22. Signature			23. AR Number	
enforcement actions. The Ombudsmar enforcement actions of MSHA, you may Street, SW MC 2120, Washington, DC	in accordance with the provisions of the Sm and Agriculture Regulatory Ornbusteman and 1 annually evaluates enforcement activities and roal 1-938-REG-FAR (1-838-734-3247), or w 20416, Piezas note, however, that your right of pensities and obbian a heaving before the Fr	0 Regional Fairness Boards to raceive a rates each agency's responsiveness to rite the Ornbudsman at Small Business / to file a comment with the Ornbudsman	comments from small business small business. If you wish to Administration, Office of the Na is in addition to any other right	es about federal agency comment on the ational Ombudsman, 409 Srd

lttachment B		Mine Safety a	tes Departme and Health A e of Account	dministra	or ation		
District Coal Distr	ict 5 Field Of	fice Van	sant, VA] Mine ID		_ Date	
Mine Citation/Order				partment of fety and Hea	Labor alth Administrat	ion	
1. Date (îma /24 Hr ()	llock)		- Honacy	3 Citation/	() (0)	
			50		Order Num		
	·····		(6				
							(Contractor)
8. Condition or Practice							Notice (103g)
The fire s include the dis	suppression scharge bead		ovided for	the T7	belt dri	ve did n	ot
	indiazgo nodo						
			2				
					See Continu	ation Form (MSHA	Form 7000-3a)
9, Violation A. Health Safety	B. Section of Act		C. Part/Section o Title 30 CFR	4	See Continu 75.1103		Form 7000-3a)
Safety M Other				/			Form 7000-3a)
Safety				1			Form 7000-3a)
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Attachment B	Mine Safety and	Department of Labo Health Administra Accountability	or Ition	
District Coal District 5 I	ield Office Vansant	, VA Mine ID		Date
Mine Citation/Order		U.S. Department of Mine Safety and Hea		
Section IVolation Data 1. Date Mo. Da. Vr 2. Tin			3. Citation/ (Order Number	(Contractor)
3. Condition or Practice			8a.	Written Notice (103g)
include the discharge	head.			
			See Continuation For	n (MSHA Form 7000-3a)
9. Violation A. Health B. Section Safety C. of Act Other Section II-Inspector's Evaluation		an/Section of tle 30 CFR	75.1103-9(d)	
10. Gravity:				
B. Injury or illness could rea-		Reasonably Likety	Highly Likely	Occurred []
sonably be expected to be: No Lo	st Workdays 📋 Lost Workda	ys Or Restricted Duty 🗹	Permanently Disabling	the second s
	es [] No 🕢	······································	D. Number of Persons Al	002
11. Negligence (check one) A. None			E. Reckless D	
12. Type of Action 104(a)	13. Type of Issuance (Order 🛄 Safeguard	
14. Initial Action A. Citation B. Order C. Safegu		E. Citation/ Order Number	F. Da	ted MoDaYr
15. Area or Equipment				
16. Termination Due A. Date	B. Time (24 Hr. Clock)			
Section III-Termination Action 17. Action to Terminate				
18. Terminated A Date Mo Da Yr	B. Time (24 Hr. Clock		·····	
Section IV-Automated System Data		<u>l</u>	<u></u>	<u></u>
19. Type of Inspection 20. Even (activity code) E01	Numbe	21, Primary or Mill		()) (o)
22. Signature			23. AR Number	
	ance with the provisions of the Small Busin			
Stablished a National Small Business and Agricult enforcement actions. The Ombudsman annually av inforcement actions of MSHA, you may call 1-885. Street, SW MC 2120, Washington, DC 20416. Pla the right to contest citations and proposed penalties	aluates enforcement activities and rates ea tEG-FAIR (1-889-734-3247), or write the O ase note, however, that your right to file a c	ich agency's responsiveness to imbudsman at Small Business / comment with the Ombudsman	small business. If you wish to Administration, Office of the Nai is in addition to any other rights	comment on the tional Ombudsman, 409 3rd

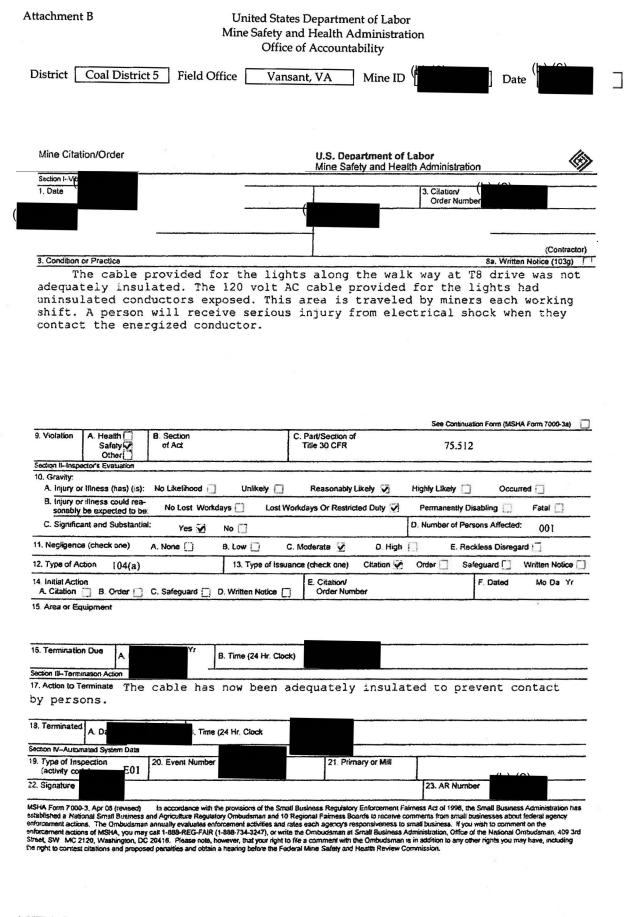
Attachment B		United States I Mine Safety and Office of		nistration		
District Coal Distric	rt 5 Field Off	ice Vansant	,VA M	ine ID	Dat	e [
-						
Mine Citation/Order		1000	U.S. Departm Mine Safety a	ent of Labor nd Health Adminis	stration	
Section I-Violation Data	2 Time 124 He CI	innt)	1	3. Citatio)n/	
				Order	Numbe	
		1				
						(Contractor)
8. Condition or Practice	·····					Notice (103g)
to protect the h them to only spi	oottom of th		The spray	s were angl	were not i Led down, a	Installed allowing
9 × 18						
9. Violation A. Health Safety V Other	B. Section of Act		art/Section of the 30 CFR		antinuation Form (MSH/ 101-8(c)	(Form 7000-38)
Section II-Inspector's Evaluation 10. Gravity:						
A. Injury or Illness (has) (is):	No Likelihood	Unlikely 🖌	Reasonably Likely		y 门 Occur	ed []
B. Injury or illness could rea- sonably be expected to be	No Lost Workda	ys 📋 🛛 Lost Workda	ys Or Restricted D	ity 🗹 Permane	ntly Disabling 📋	Fatal []
C. Significant and Substantia	t.Yes	No Ӯ		D. Number	of Persons Affected:	002
11. Negligence (check one)	A. None	3. Low [] C. Mo	terate 🗹	D. High 📋 🛛 I	E. Reckless Disrega	rd []]
12. Type of Action 104(a)		13. Type of Issuance (check one) Cita	tion 📝 Order 门	Safeguard []	Written Notice
14. Initial Action A. Citation B. Order	C. Saleguard [] D	. Written Notice	E. Citation/ Order Number		F. Dated	Mo Da Yr
15. Area or Equipment						
16. Termination Due A. D.	в	. Time (24 Hr. Clock)				
Section III-Termination Action			·			
17. Action to Terminate						
10 To 10 10)a Yr					and in the second s
	8. Time (2	4 Hr. Clock				
A. Date MoL			21. Primary o	Laial I		
A. Date Section IV-Automated System Data	DO Event M			59512 L		
A. Date Section IV-Automated System Data	20. Event Number		Z t. Phimaty of			
A. Date Section IV-Automated System Data 19. Type of Inspection	20. Event Number		Zt. Pinnary o		Number	` <u> </u>
A Date Section IV-Automated System Data 19. Type of Inspection (activity code) E01	in accordance with the	provisions of the Smatt Busi	ness Regulatory Enfor	23, AR	996, the Small Business	Administration has

Attachment B	Mine Safety	ates Department of Labo and Health Administra ce of Accountability		
District Coal Distric	t 5 Field Office Var	nsant, VA Mine ID	Dat	
Mine Citation/Order		U.S. Department of Mine Safety and Hea		
Secton I-Violation Data	12 Time 124 Ltr Marki		3. Citation/ Order Number	· · · · · · · · · · · · · · · · · · ·
8. Condition or Practice				(Contractor) n Notice (103g)
	volt power cable wa 1 stopping from the			it passes
9. Violation A. Health Safety 20 Other Other Sector II-Inspector's Evaluation	B. Section of Act	C. Part/Section of Title 30 CFR	See Continuation Form (MSI- 75.807	IA Form 7000-3a)
 Gravity: A. Injury or Illness (has) (is): B. Injury or illness could reasonably be expected to be: C. Significant and Substantia 	No Lost Workdays D Lost	Reasonabiy Likely 门 Workdays Or Restricted Duty 🛂	Highly LikelyOccur Permanently Disabling D. Number of Persons Atfected	rred [] Fatal [] ¹ 001
11. Negligence (check one)	A. None 📋 8. Low 📋	C. Moderate 📝 D. High	E. Reckless Disrega	ard []
12. Type of Action 1()4(a) 14. Initial Action A. Citation B. Order	13. Type of Iss C. Safeguard D. Written Notice	uance (check one) Citation 🛃 E. Citation/ Order Number	Order Safeguard F. Dated	Mo Da Yr
15. Area or Equipment			I	
16. Termination Due A. Dat Section III-Termination Action	Yr B. Time (24 Hr. Clo	uck)		
17. Action to Terminate		ĸ		
18. Terminated A. Date Mo D Section IV-Automated System Date	Da Yr B. Time (24 Hr. Clock			
19. Type of Inspection (activity cade) E01 22. Signature E01	20. Event Number	21. Primary or Mill	23. AR Number	
enforcement actions. The Ombudsman enforcement actions of MSHA, you may Street, SW MC 2120, Washington, DC	In accordance with the provisions of the Sn and Agriculture Regulatory Ombudisman and 1 annually evaluates enforcement activities and cata 1-888-REG-FAR (1-888-731-3247), or 20418. Please note, however, that your right of penatises and obtain a hearing before the F	IO Regional Fairness Boards to receive of a rates each agency's responsiveness to rite the Ombucisman at Small Business to file a comment with the Ombucisman	comments from small businesses about small business. If you wish to comme Administration. Office of the National C is in addition to any other rights you m	n federal agency Int on the Imbudsman, 409 3rd

Attachment	B		Mine Safety	ates Departme and Health A ice of Account	dministrat				
District	Coal Distric	t 5 Field	Office Va	nsant, VA] Mine ID		(Date		
Mine Citat					ety and Heal	Labor th Administration	on		
Section IViola	ition Uata	P. Time (24)	fr. Clock)			3. Citation/	(·	-
(-			5 1 7		Order Numt		(Contractor)	-
8. Condition	or Practice		<u> </u>		·····		8a. Written	Notice (103g)	Г
on a re serious	egular bas	is to ch when cont	through th arge the se acting the	ction mant	rip. A p	person wil	ll recei	ve	
9. Violation	A. Health Safely V Other	B. Section of Act	-	C. Part/Section o Title 30 CFR	1	See Continua 75.512	atian Form (MSHA 2	Form 7000-3a)	
And in case of the local data	ctor's Evaluation								
	Illness (has) (is):	No Likelihood	🗍 Unlikely [Reasonably	Likely 🗹	Highly Likely	Occurre	ed []]	
	illness could rea- be expected to be	No Lost Wo	akdays 门 🛛 Lost	Workdays Or Restri	ted Duty 🖓	Permanently D	isabling [Fatal 🗍	
C. Significa	int and Substantia	t Yes 🗹	No 🗍			D. Number of Per	rsons Affected:	001	
11. Negligenci	e (check one)	A. None 🔲	B. Low []	C. Moderate 🔽	D. High	E. Rei	ckless Dísregar	d []	
12. Type of Ac	tion 04(a)		13. Type of iss	suance (check one)	Citation 📝	Order 门 Sa	feguard []	Written Notice 🗍	
The second se	B. Order	C. Safeguard [) D. Written Notice	E. Citation/ Order Nun	nber		F. Dated	Mo Da Yr	
15. Area or Eq	upment				1	÷		r	
16. Terminatio	A. Dal	ka Yr ∂)	B. Time (24 Hr. Cl	ock)					
Section III-Term									
17. Action to Te	eminate		i -			đ			
18. Terminated	A. Date Mot	a Yr B. Tin	ne (24 Hr. Clock					5	
Section IV-Autor 19. Type of Inst	ated System Data	20. Event Numb	01	121 04	nary or Mill				
(activity cod		LO. LVBIL NUMD		21. 1-11	and y as and			(0)	
22. Signature						23. AR Numt	her		
established a Natio enforcement action enforcement action Street, SW MC 2	 The Ombudsmanns. The Ombudsmann is of MSHA, you may 120, Washington, DC 	ind Agriculture Regi annually evaluates call 1-888-REG-FAI 20418, Please noti	In the provisions of the S Latory Ombudsman and enforcement activities an IR (1-888-734-3247), or v e, however, that your ngh ain a hearing before the f	10 Regional Fairness & d rates each agency's n me the Ombudsman at 1 to file a comment with	esponsiveness to s Small Business A the Ombudsman is	emments from small b small business. If you dministration, Office o s in addition to any off	susinesses about 1 wish to comment of the National Orr	ederal agency on the ibudsman, 409 3rd	

District Coal Dist	12. Time (24 Hr. (ions of comb re present un in by to the	Clock)	Mine S	arting at tance of	Administrat 3. Citation/ Order Num m of loo the bac 560 feet	Ba. Written se coal k of the . The	(Contractor) Notice (1039) and coal drive
Section I-Violation Data 1. Date (ed 8. Condition or Practice Accumulat float dust wer and extending	ions of comb re present un in by to the	Dustible m nder the T e tail pie	Mine S	n the for arting at	Administrat 3. Citation/ Order Num m of loo the bac 560 feet	Ba. Written se coal k of the . The	Notice (103g) and coal drive
Section I-Violation Data 1. Date (ed 8. Condition or Practice Accumulat float dust wer and extending	ions of comb re present un in by to the	Dustible m nder the T e tail pie	Mine S	n the for arting at	Administrat 3. Citation/ Order Num m of loo the bac 560 feet	Ba. Written se coal k of the . The	Notice (103g) and coal drive
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8. Condition or Practice Accumulat float dust wer and extending	ions of comb re present un in by to the	Dustible m nder the T e tail pie	6 belt st ce, a dis	arting at tance of	m of loo the bac 560 feet	8a. Written se coal k of the . The	Notice (103g) and coal drive
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float dust wer and extending	e present un in by to the	nder the T e tail pie	6 belt st ce, a dis	arting at tance of	the bac 560 feet	k of the . The	drive
and extending	in by to the	e tail pie	ece, a dis	tance of	560 feet	. The	
							ches wide.
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			2				
					See Continu	ation Form (MSHA	Form 7000-3a)
9. Violation A. Health	B. Section		C. Part/Section	of	occ outland		Lead
Safety V Other	of Act		Titla 30 CFR		75.40	0	
Section II-Inspector's Evaluation			1				
10. Gravity:	-V. Matthetherd (***	11-m-1- 53			18-66.106. 5	1 0	
A. Injury or Illness (has) (i B. Injury or illness could n		Unlikely ⊻			Highly Likely		
sonably be expected to		lays [] Lost	Workdays Or Res		Permanently [Fatal 🗍
C. Significant and Substa	ntial: Yes 🗌	No 🐼			D. Number of Pe	rsons Affected:	002
11. Negligence (check one)	A. None	B. Low	C. Moderate	D. High	E.Re	ckless Disregar	d 🗍
12. Type of Action 104(a	<u>.</u>	13. Type of iss	wance (check one	Citation 🟹	Order [] S	afeguard []	Written Notice
14 Initial Action	.,	1	E. Citation		- L	F. Dated	Mo Da Yr
A. Citation B. Order (C. Safeguard []	D. Written Notice				r. Dateu	NU UA 11
15. Area or Equipment							
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16. Termination Due A.		B. Time (24 Hr. Ck					
Sector III-Termination Action	er an er			<u></u>			
18. Terminated A Date	lo Da Yr A Time ((24 Hr. Clock		·····			
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Section IV-Automated System Dat 19. Type of Inspection	20. Event Number		21 0	rimary or Mill	1		· · · · · · · · · · · · · · · · · · ·
(activity co			21 P	andry Canada	1		
22. Signature					23. AR Num	ber	
MSHA Form 7000-3, Apr 08 (revise	d) in accordance with th		nall Rusianna Danida	on Colonement F-1-		Small Business	Administration has
established a National Small Busine	iss and Agriculture Regulato	ory Ombudaman and 1	10 Regional Faimess	Boards to receive cor	mments from small	businessas about f	laderal agency
enforcement actions. The Ombuds enforcement actions of MSHA, you a Street, SW MC 2120, Washington,	nay call 1-888-REG-FAIR (1	1-888-734-3247), or w	rite the Ombudsman	at Small Business Ad	immistration, Office	of the National Ort	nbudisman, 409 3rd

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		Mine Safety	ates Departm and Health A	ent of Lab	or		
		Offi	ce of Account	ability	ation		
District Coa				aonity			
	l District 5 Field	d Office Var	nsant, VA] Mine II	(b)(c)	Da	(b) <u>(6)</u>
					4	Da	le
	1. E						
Mine Citation/Orc	der		U.S. Dep	artment of	Labor		ltiss
Provide Law and			Mine Safe	ety and Hea	Ith Administral	ion (b)_(6)	<u>``</u>
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			2		See Contin	uation Form (MSH)	A Form 7000-3a)
9. Violation A. Hea	aith B. Section fety 2 of Act		C. Part/Section of Title 30 CFR		75.51	4	
	her[]		1110 00 01 11		,,	7	
Section II-Inspector's Eva 10, Gravity:	aluation						
A. Injury or filness	(has) (is): No Likelihood	📋 Unlikely 🕢	Reasonably	Likely 📋	Highly Likely] Occur	red 🗌
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1. Nagligence (check		and the second secon	C. Moderate 🟹	D. High		eckless Disrega	
			ance (check one)	Citation 7		afeguard []	Written Notice
4. Initial Action	104(a)	10. 1906 01 1350	E. Citation/	Chauch (V)		F. Dated	Mo Da Yr
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action IV-Automated Syst 9. Type of Inspection (activity code) 2. Signatur SHA Form 7 bord - Automal Small (oterfored a stoomal Small	e 3. Ti tem Data E01 20. Event Num In accordance w Il Business and Agriculture Reg	with the provisions of the Sma pulsiony Ombudsman and 10	8 Business Regutatory Regional Faimess Bo	Enforcement Fa	imess Act of 1996, to mments from small	ber he Small E businesses about	iministration has federal agency
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Attachment B		e Safety and	Department o Health Adm Accountabil	inistratio	n		-
District Coal District	5 Field Office	Vansan	t, VA M	line ID		Date	
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Mine Citation/Order				tment of L and Healt	abor h Administra	tion	
Section I-Violation Data							
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N 8 Condition or Practice						On Michael	(Contractor)
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9. Violation A. Health Safety 9 Other	B. Section of Act	C	. Part/Section of Title 30 CFR		75.51	7	
Section II-Inspector's Evaluation 10. Gravity:			· · · · · · · · · · · · · · · · · · ·				
A. injury or Illness (has) (is):	No Likelihood []	Unlikely	Reasonably Lik	ely 🗸 🕴	Highly Likely) Occur	red []]
B Injury or illness could rea- sonably be expected to be:	No Lost Workdays	Lost Worl	kdays Or Restricted	i Duty 🖌	Permanently	Disabling	Fatal 🚞
C. Significant and Substantial:	Yes 🔽 No	<u>C</u>		C	D. Number of Po	ersons Affected	001
11. Negligence (check one)	A. None [] 3. L	.ow 📋 🛛 C, I	Moderata 🔽	D. High) E.R	eckless Disrega	rd 🗍
12. Type of Action 104(a)	1	3. Type of Issuance	æ (check one)	Citation 🗸	Order [5	afeguard []	Watten Notice
14. Initial Action A. Cliation 3. Order	C. Safeguard [] D. W	ritten Notice	E. Citation/ Order Numbe	r		F. Dated	Mo Da Yr
15. Area or Equipment							
16. Termination Due A. Date	' В. Ті	me (24 Hr. Clock)					
Section III-Termination Action 17. Action to Terminate A http://www.action.com	lb bac south	oon place	d in the	tiabt	and the	anovel -	
components are no	lb has now b longer expo		a in the .	Lignt,	and the	energize	ea
18. Terminated A. Date Mn D:	3. Time (24 H	ir, Clock					
Section N-Automated System Uata					1	· · · · · · · · · · · · · · · · · · ·	
19. Type of Inspection (activity code) E01	20. Event Number		21. Pomar	y or Mill			
22. Signature					23. AR Nurr	iber	
MSHA Form 7000-3, Apr 08 (revised) established a National Small Business an enforcement actions. The O noudsman i enforcement actions of MSHA, you may street, SW MC 2120, Washington, DC like right to contest citations and proposed	nnually evaluates enforcem all 1-888-REG-FAIR (1-888- 20416. Please note, howeve	nbucsman and 10 Re, enf activities and rate -734-3247), or write th er, that your right to file	gional Fairness Board s each aguncy's response Ombudisman at Sm a comment with the	is to receive com posiveness to so all Business Ad: Ombudsman is i	nments from small nall business. If yo ministration, Office in addition to any o	businesses about ou wish to comment of the National O	federal agency nt on the mbudisman, 409 3rd

Section I-Violates Data 1. Date 3. Common or Precise The man bus (Co. #10) did not have re of the machine. 9. Violation A. inealth [] and [] b. Section of Act [] c. Part/Sec [] title 30 C [] title 3	n of	Administration 3. Citation/ Order Number d material	Form (MSHA Form 7000-3a)
Section I-Vielsee Date 1. Date 3. contained of Precise The man bus (Co. #10) did not have reof. the machine. 9. Violation A. Health B. Section of. the machine. C. Part/Sector Section II-inspedor's Evaluation 10. Gravity: A. Injury or illness (has) (is): No Likelihood B. Injury or illness (has) (is): No Likelihood Unlikely Gravity: A. Injury or illness could rea- sonabily be expected to be. S. Significant and Substantial: Yes No G 11. Negligence (check one) A. None B. Low C. Moderate 12. Type of Action (04(a) 13. Type of issuance (check one) A. Citation B. Order C. Safeguard D. Written Notice 15. Area or Equipment	lective rec	Administration 3. Citation/ Order Number d material See Continuation 75.1719-4(b) Highly Likely	Ba. Written Notice (1039) On either end Form (MSHA Form 7000-3a)) Occurred [] ling [] Fatal []
Section I-Vielsee Date 1. Date 3. contained of Precise The man bus (Co. #10) did not have reof. the machine. 9. Violation A. Health B. Section of. the machine. C. Part/Sector Section II-inspedor's Evaluation 10. Gravity: A. Injury or illness (has) (is): No Likelihood B. Injury or illness (has) (is): No Likelihood Unlikely Gravity: A. Injury or illness could rea- sonabily be expected to be. S. Significant and Substantial: Yes No G 11. Negligence (check one) A. None B. Low C. Moderate 12. Type of Action (04(a) 13. Type of issuance (check one) A. Citation B. Order C. Safeguard D. Written Notice 15. Area or Equipment	lective rec	Administration 3. Citation/ Order Number d material See Continuation 75.1719-4(b) Highly Likely	Ba. Written Notice (1039) On either end Form (MSHA Form 7000-3a)) Occurred [] ling [] Fatal []
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8. Terminated A. Date Mo Da Yr B. Time (24 Hr. Clock			
ection N-Automated System Data 9. Type of Inspection 20. Event Number 221		1	
(activity code) E01	rimacy or Mill		
	rimary or Mill	23 AR Number	
SHA Form 7000-3, Apr 06 (revised) In accordance with the provisions of the Small Business Reg Nablished a National Small Business and Agnoulture Regulatory Ombudsman and 10 Regional Farm	rimary or Mill	23. AR Number	
Norcement actions. The Ornbudsman annually evaluates enforcement activities and rates each ager forcement actions of MSHA, you may call 1-888-REG-FAIR (1-888-734-3247), or write the Ornbudsm	alory Enforcement Fairn	ess Act of 1996, the Sm	

	ed States Department of Labor afety and Health Administration Office of Accountability
istrict Coal District 5 Field Office	Vansant, VA Mine ID U Date
Mine Citation/Order	U.S. Department of Labor Mine Safety and Health Administration
Section I-Volation Data	3. Citation/
	(Order Number
	(Contractor)
Condition or Practice	8a. Written Notice (103g)
end of the machine.	did not have reflective red material on either
Violation I A Health [] B Section	See Continuation Form (MSHA Form 7000-3a)
Safety Of Act	C. Part/Section of Title 30 CFR 75.1719-4(b)
Salety of Act Other	C. Part/Section of
Salety of Act Other Section II-inspector's Evaluation	C. Part/Section of Title 30 CFR 75.1719-4(b)
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enforcement actions of MSHA, you may call 1-838-REG-FAIR (1-888-734-3247), or write the Ombudsman at Small Business Administration, Office of the National Ombudsman, 409 31 Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.

Attachment B	Mine Safety	tes Department of Labo and Health Administrat ce of Accountability		
District Coal Distric	ct 5 Field Office Var	nsant, VA Mine ID		ate [
Mine Citation/Order		U.S. Department o Mine Safety and He		
Section IViolation Data			·····	
1. Date	2 Time 124 Hr Clark)		3. Citation/ Order Number	
			-	
<u> </u>		4		(Contractor)
8 Condition or Practice				Vritten Notice (103g)
loose coal was 150 feet in ea	ions of combustible present on the 001 ch heading. The accur d in depth from .25	mmu starting at S. mulations were on	S. 8271 and ex the roof and f	tending inby
9. Violation A. Health [] Safety V Other	B. Section of Act	C. Part/Section of Title 30 CFR	See Continuation Form 75.400	WSHA Form 7000-3a)
Section II-Inspector's Evaluation			······································	· · · · · · · · · · · · · · · · · · ·
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sonably be expected to i C. Significant and Substan	56.		D. Number of Persons Affe	
11. Negligence (check one)	A. None [] B. Low []	C. Moderate 🟹 D High	E. Reckless Dis	
		suance (check one) Citation		
12. Type of Action 104(a)	ist type of a	E. Citation/	F. Date	
A. Citation [] B. Order	C. Saleguard [] D. Written Notice			
15. Area or Equipment				
16. Termination Due A. Da	B. Time (24 Hr. Ci	lock)		
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A. Date	B. Time (24 Hr. Clock		namen - 41 e com record armanen en con adde 1944 	
Section IV-Automated System Data 19. Type of Inspection	20. Event Number	21. Primary or Mill	1	
(activity c 22. Signature			23, AR Number	
enforcement actions. The Ombudsm enforcement actions of MSHA, you m Street, SW MC 2120, Washington, I	In accordance with the provisions of the S is and Agriculture Regulatory Ombudsman and an annually evaluates enforcement activities ar y call 1-885.REG-FAR (1-888-734-247), or XC 20416. Please note, however, that your righ scad cenatives and obtain a hearing before the	10 Regional Fairness Scards to receive ind rates each agency's responsiveness to write the Ombudsman at Small Business int to file a comment with the Ombudsman	comments from small businesses a small business. If you wish to co Administration, Office of the Natio i is in addition to any other rights y	about federal agency mment on the nat Ombudsman, 409 3rd

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ranged	A. Health [] Saiety 2	from 1 inc B. Section of Act	h to 12 ir	C. Part/Section			ion Form (MSH/	N Form 7000-3a)	2
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12. Type of Ac	ction 104(a)		13. Type of Issu	ance (check one)	Citation 🗹	Order 📋 Sat		Written Notice	
14 Initial Actio A. Citation 15. Area or Eq	B. Order	C. Safeguard 📋 (D. Written Notice	E. Citation/ Order NL	imber		F. Dated	Mo Da Yr	
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		1	United State Mine Safety a Office		th Adn	ninistratio	n			
istrict Coal Di	istrict 5	Field Off	ice Vans	ant, VA	1	Mine ID [Date [
Mine Citation/Orde	ər					rtment of L ty and Healt		tration		
Section I-Violation Data		2. Time (24 Hr.	Clack)	·			3. Citatio			
	-							Number		n en
										(Contractor)
8. Condition or Practic The unatten outside the turned into	ded I scal	e house o	n an appro	ximate	58	grade di	d not	r 489, have t	loca he wh	neels
							See C	ontinuation Fo	rm (MSHA	Form 7000-3a)
Oth		B. Section of Act			Section of IO CFR		77.	1607(n)		
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A. Injury or Illness (B. Injury or Illness of		No Likelihood] Unlikely 🖌] Rei	asonably	Likely	Highly Like	ly 🗌	Occume	
sonably be expec	cted to be:		kdeys 🗌 Losi	Workdays	Or Restric	ted Duty 🗹		ntly Disablir		Fatal 🗍
C. Significant and S	lubstantia	t: Yes 🗌	No 🖌				D. Number	of Persons	Affected:	001
11. Negligence (check	one)	A. None	B. Low 🗌	C. Modera	ate 😥	D. High		E. Rockiesa	Disregar	۵.
12. Type of Action	104(a)		13. Type of Is	suance (che	ck one)	Citation 🖌	Order 🗌	Safegua	rd 🗌	Written Notice 🗌
14. Initial Action A. Citation B. C	Order 🗌	C. Safeguard	D. Written Notice		Citation/ Order Num	vber		F.I	Dated	Mo Da Yr
15. Area or Equipment	1		-							
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18. Terminated A. Dat	to	De Yr I 3. Thr	ne (24 Hr. Clock							
Section IV-Automated Sys 19. Type of Inspection		20. Event Numb			21 Pr	mary or Mill				
(activity carle)	E01						123.4	R Number		
22. Signature			1				1			

the right to contast citations and proposed penalties and cotain a hearing before the Federal Mine Sefety and Health Review Commission.

	1	United States Mine Safety and Office o		ninistratio	n		
District Coal District	5 Field Off	ice Vansa	nt, VA	Mine ID(-	Date	
			×				
Mine Citation/Order				rtment of La y and Health	ibor Administratio		
Section I-Violation Data	2. Time (24 Hr. C		Г		3. Citation/ Order Numbe	-{	
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			c ²		See Continua	ion Form (MSH/	Form 7000-3a)
9 Violation A. Health Safety V Other	B. Section of Act		C. Part/Section of Title 30 CFR		77.205(4	1)	
10. Gravity: A. Injury or Illness (has) (is): B. Injury or illness could rea-	Ale Leat Minded	Unlikeły 🗍 lays 🗍 Lost Wo	Reasonably L		Highty Likely	Occur sabling []	Fatal
sonably be expected to be C. Significant and Substantia	s.)+	No 1	2		D. Number of Per	sons Affected:	001
sonably be expected to be		No [] B. Low [] C.	. Moderate 🖌	D. High (sons Affected: ckless Disrega	001
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Attachment B		United States Mine Safety and Office o		dministrati				_
District Coal District	5 Field Off	ice Vansa	nt, VA	Mine ID		Date		
Mine Citation/Order				artment of I ety and Heal	abor h Administration			
Section IViolation Data 1. Date Mo Da Yr	2. Time (24 Hr. C	lock)			3. Citation/			
6					Order Number			ь. •)
1					-		(Contractor) Notice (103g)	
examined as requ 01/09.								
		•			See Continuati	on Form (MSHA	Form 7000-3a)	
9. Violation A. Health Safety V Other	B. Section of Act		C. Part/Section of Title 30 CFR	f	77.1110			,
10. Gravity:		14 m / F1			4.4.4.4.4.4.1.4.1.1.1.1.1.1.1.1.1.1.1.1	•		
A. Injury or Illness (has) (is): B. Injury or illness could rea-		Unlikely 🖌	Reasonably		Highly Likely	Occum		
sonably be expected to be		ays 📋 Lost Wo	ikdays Or Restri	cted Duty Y	Permanently Dis		Fatal	
C. Significant and Substantia	t: Yes 📋	No 🖌			D. Number of Pers	ons Anecteo:	001	
11. Negligence (check one)	A. None	B. Low C.	Moderate 🐼	D. High	E. Rec	klass Disregal	rđ []	
12. Type of Action 104(a)		13. Type of Issuar		Citation 🖌	Order 🗌 Saf		Written Notice	
14. Initial Action A. Citation B. Order	C. Safeguard	D. Written Notice 🥅	E. Citation/ Order Nu	mber		F. Dated	Mo Da Yr	
15. Area or Equipment 16. Termination Due A. Date	Mo De Xe	B. Time (24 Hr. Clock)					
Section III-Termination Action								
17. Action to Terminate				<u></u> 1				
18. Terminated A Date Mo	Da Yr B. Time	(24 Hr. Clock						
Section IV-Automated System Date	····							
19. Type of inspection (activity code) E01	20. Event Number		21. Pi	imary or Mill	23 AE Numb		······	
22. Signat					23. AR Numt	101		
MSHA Form 2000-3, Apr 08 (revised) established a National Small Business enforcement actions. The Ornbudsmis enforcement actions of MSHA, you mis Street, SW MC 2120, Washington, C	and Agriculture Regula In annually evaluates en Ny call 1-888-REG-FAIR	forcement activities and r (1-888-734-3247), or write	Regional Faimess stes each agency's s the Ombudsman file a comment wit	Boards to receive responsiveness t at Smalt Business	comments from small t o small business. If you Administration, Office on is in addition to any of	usinesses abou wish to comme of the National C	it federal agency int on the Jimbudaman, 409 3rd	

Attachment	В	1	United States Mine Safety and Office c		ninistrati	on		
District	Coal District	5 Field Off	ice Vansa	nt, VA	Mine ID		Date	
Mine Citati	ion/Order			U.S. Depar Mine Safety		. abor h Administration	1	
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A 14-4-1	A	In contra				See Continuat	on Form (MSHA	Form 7008-3a)
9. Violation	A. Hesith Safety V Other	B. Section of Act		C. Parl/Section of Title 30 CFR		77.205(e)	
10. Gravity:	r Illness (has) (is):	No Likelihood []	Unlikely	Reasonably Li	kely 📝	Highly Likely	Occum	ed []
	r illness could rea-		lays 📄 Lost Wo	urkdays Or Restricte	ed Duty 🖌	Permanently Di	sabling []	Fatal []
C. Signific	ant and Substantia	al: Yes 🖌	No [_]			D. Number of Pen	ions Affected:	001
11. Negligenc	ce (check one)	A. None	B. Low [] C.	Moderate 🔀	D. High	E. Rec	kless Disrega	rd []
12. Type of A	ction 104(a)		13. Type of Issuar	nce (check one)	Citation V	Order 📋 Sa	leguard 🗍	Written Notice
					and the second second second second			
14. Initial Acti A. Citation	ion	C. Saleguard 📋	D. Written Notice	E. Citation/ Order Numb	ier		F. Dated	Mo Da Yr
	ion B. Order	C. Safeguard	D. Written Notice		rêr		F. Dated	Mo Da Yr
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A. Citation 15. Area or Ec 16. Terminatic Section III-Term	ion B. Order iquipment on Due A. Dat mination Action	C. Safeguard []	Land	Örder Numb	ier		F. Dated	Mo Da Yr
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ttachment B	3		Mine Safety	tes Departmer and Health Ac e of Accounta	Iministrati	on		
District C	Coal District	5 Field Of	fice Van	nsant, VA	Mine ID		_ Date	
Mine Citation	n/Order	2			artment of L ety and Healt	abor h Administration	ו	
Section I-Violatio	on Data	12 Time /24 Hr ((1		
1. Date		(7 turne //4 ptr 1		(3. Citation/ Order Numb	<u>, souther and the second s</u>	
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8. Condition pr	Practica					······	Ra Written	(Contractor) Notice (103g)
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9. Violation	A. Health Safety Other	B. Section of Act		C. Part/Section of Title 30 CFR	A	77.205(a	ian Form (MSHA 1.)	Form 7000-3a)
Section II-Inspect								
10. Gravity: A. Injury or I	liness (has) (is):	No Likellhood	Unlikely 🗸	Reasonably	Likely 🗌	Highly Likely	Occum	ed 🗔
B. Injury or il	liness could rea-			Workdays Or Restri		Permanently Di	ablino 🗍	Fatal []
and the state of the second second	e expected to be at and Substantia	•	• • • • • • • • • • • • • • • • • • •			D. Number of Per		
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11. Negligence	(Check one)	A. None	B. Low	C. Moderate 🖌	D. High		kless Disrega	nd []
12. Type of Acti	ion 104(a)		13. Type of is	suance (check one)	Citation V	Order 🗌 Sat	leguard 🛄	Written Notice
14. Initial Action A. Citation	3. Order	C. Safeguard	D. Written Notice	E. Citation/ Order Nu	mber		F. Dated	Mo Da Yr
15. Arsa or Equi	aprinora							
16. Termination	A. Date	/	B. Time (24 Hr. C	liock)				·····
Contine IN Termin								
Section III-Termin 17. Action to Ter	minate							
17. Action to Ter 18. Terminated	A. Date Mo	Da Yr B. Tim	e (24 Hr. Clock					
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17. Action to Ter 18. Terminated Section IV-Automa	A. Date Mo ated System Data	Da Yr B. Time 20. Event Numbe	·	21. P(imary or Mill	<u> </u>		
17. Action to Ter 18. Terminated Section IV-Automa 19. Type of Insp	A. Date Mo ated System Data section	B. Time	·	21. Pr	imary or Mill	23. AR Numi		

Street, SW MC 2120, Washington, DC 20416. Please note, however, that your right to file a comment with the Ombudsman is in addition to any other rights you ma the right to correst citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.

			Office offi	tes Departme	nt of Labor			
			Mine Safety a	and Health A	dministrati	on		
			-	e of Accounta				
					,			
District	Coal Distri	ict 5 Field	Office Van	isant, VA	Mine ID		Date	
				iount, vii	white iD	<u> </u>		Ц
Mine Citatio	on/Order			LIS Den	artment of L	abor		
						h Administration		
Section I-Violati	tion Data				<u></u>	(
1. Date (2 Time /24 H	Ir Clock)			3. Citation/		
· · · · ·						Order Number		
								(Contractor)
							8a. Written	Notice (103g)
When ch	ecked wi	ith a cont	inuity test	er the las	t electr	ical outle		
side of	the 1st	. Floor o	f the load	out showed	an open	around.	This was	s a 120
			r che roau	out showed	an open	ground.	urra wa	5 4 120
volt ci	.rcuit.							
						See Continuati	on Form (MSHA	Form 7000-3a)
9. Violation	A. Health	B. Section		C. Part/Section o	A			
	Safety V	of Act		Title 30 CFR		77.700		
Contine II Image	Other	1						
10. Gravity:						· · · · · · · · · · · · · · · · · · ·		
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A. Injury or	unicas (nas) (is						in the second	
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Street, SVV Mc. 2120, washington, UC 20416. Please note, nowever, that your right to me a comment with the Unbucaments in addition the right to contast citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.

Attachment B	Mine Safety a	tes Department of Labor and Health Administrati e of Accountability			
District Coal District	5 Field Office Van	sant, VA Mine ID	[(Date	ב
Mine Citation/Order		U.S. Department of L Mine Safety and Healt			•
Section I-Violation Data	7 Time 194 Hr Clark		3. Citation/	· · · · · · · · · · · · · · · · · · ·	-
			Order Number		
(_
				(Contractor)	-
<u>i</u>	essed gas cylinders	 		8a. Written Notice (103g)	1
	l the covers install				
9. Violation A. Health Safety D Other	B. Section of Act	C. Part/Section of Title 30 CFR	See Continuati	on Form (MSHA Form 7000-3a)	
Section II-Inspector's Evaluation 10. Gravity:					-
A. Injury or Illness (has) (is): B. Injury or illness could rea-	No Likelihood 📋 Unlikely 😿		Highly Likely	Occurred	-
sonably be expected to be		Workdays Or Restricted Duty 🖌	Permanently Dis		-
C. Significant and Substantia	. Yes No 😾		D. Number of Pers	UUI	<u> </u>
11. Negligence (check one)	A, None B. Low	C. Moderate 🗹 D. High		kless Disregard	-
12. Type of Action 04(a)	13. Type of iss	uance (check one) Citation	Order [Saf	eguard 📋 Written Notice 🛄	8.2
14. Initial Action A. Citation [] B. Order []	C. Safeguard D. Written Notice	E. Citation/ Order Number		F. Dated Mo Da Yr	_
15. Area or Equipment 16. Termination Due A. Dat	B. Time (24 Hr. Ck	ock)			-
Section III-Termination Action					
17. Action to Terminate The	tanks were disasser	ndied and the cove	ers install	.ea.	
18. Terminated A.	B. Time (24 Hr. Clock				-
19. Type of Inspection	20. Event Number	21. Primary or Mill	T		•
(activity code) E01			23. AR Numb		•
	*				-
enforcement actions. The Ombudsma	ovisions of the S and Agriculture Regulatory Ombudsman and in annually evaluates enforcement activities a ry call 1–888-REG-FAIR (1–888-734–3247), cr	nd rates each agency's responsiveness to	comments from small b small business. If you	usinesses about federal agency wish to comment on the	
Street, SW MC 2120, Washington, D	C 20416. Please note, however, that your rigit sed penalties and obtain a hearing before the	It to file a comment with the Ombudamar	n is in addition to any of		

tachment B			es Departme and Health A				
	WIL		e of Accounta		on		
		Onice	- or mecount	onity			
istrict Coal Distric	5 Field Office	Vans	sant, VA	Mine ID] Date	
Mine Citation/Order				partment of L			
Section I-Violation Data			Mine Sal	ety and Heal	th Administra	tion	
1. Date Mo Da Yr	2. Time (24 Hr. Clock	()	T		3. Citation/		
4			(Order Nur	סת	
ē			1				
Ĩ						8a. Writte	(Contractor) n Notice (103g)
An insulating ma	at or other e	lectrica	al noncono	ductive n	naterial		the second s
for the water p	mp starter b	ox that	is locate	ed in the	e parts t	trailer.	
	ы -				See Contr	nuation Form (MSI:	1A Form 7000-3a) 📋
9. Violation A. Health Safety V	B. Section of Act		C. Part/Section Title 30 CFR	of	See Contin 77.5		1A Form 7000-3a) 📋
				of			4A Form 7000-3a)
Safety V Other	of Act	Unlikely 🗹	Title 30 CFR	of y Likely []		13	4A Form 7000-3a)
Safety Safety Section II-Inspector's Evaluation 10. Gravity:	of Act No Likelihood		Title 30 CFR	y Likely []	77.5 Highty Likely	13	
Safety Other Section II-Inspector's Evaluation 10. Gravity: A. Injury or Illness (has) (ia): B. Injury or illness could rea	of Act No Likelihood		Title 30 CFR Reasonably	y Likely []	77.5 Highly Likely Permanently	13 Occu	rred [] Fətəl []
Satisty Other Section II-Inspector's Evaluation 10. Gravity: A. Injury or Illness (has) (ia): B. Injury or Illness could rea sonably be expected to be C. Significant and Substants	of Act No Likelihood No Lost Workdays al: Yes No	Lost \	Title 30 CFR Reasonably	y Likely []	77.5 Highly Likely Permanently D. Number of F	13 Occu v Disabling	rred [] Fstal [] f: 001
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Street, SW MC2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudsmain is in addition to any other rights you may have, including the right to contest citations and proposed penalties and obtain a hearing before the Federal Mine Safety and Health Review Commission.

Attachment B		ed States Departm afety and Health Office of Accourt	Administration	n		
District Coal District	5 Field Office	Vansant, VA] Mine ID [(] Date	
		*				
Mine Citation/Order			afety and Health			
Section IViplation Cate	-	1	······	3. Citation/ Order Number		
	D					alder alder an and an an an and a
						(Contractor)
8. Condition or Practice The fire extingu	ichou presided	for the anal'	l diagol fu			Notice (103g)
at the scale hou operative condit		mined on 1270	38. The fir	e extingu:	lsner v	Vas in
			4	See Continuation	Form (MSHA	Form 7000-3a)
9. Violation A. Health Safety Violation	B. Section of Act	C. Part/Sectio Title 30 CFI		77.1110		
Section II-Inspector's Evaluation 10. Gravity: A. Injury or Illness (has) (is):	No Likelihood 🗍 Unli	kely 🏹 Reasona	bly Likely 📋 H	fighly Likely	Occurre	
B. Injury or illness could rea- sonably be expected to be	No I ant Markdown	Lost Workdays Or Re		Permanently Disat		Fatel []
C. Significant and Substantia			D). Number of Person	s Affected:	001
11. Negligence (check one)	A. None [] B. Low [C. Moderata	D. High	E. Reckle	iss Disnegar	
12. Type of Action 104(a)	13. Ty	pe of Issuance (check on	e) Citation	Order [] Safeg	uard 📋	Written Notice
14. Initial Action A. Citation B. Order [C. Safeguard 📑 D. Written	Notice Dide I	Number	F	. Dated	Mo Da Yr
15. Area or Equipment						
16. Termination Due A. Dale	Yr B. Time (2	24 Hr. Clock))			
Section III-Termination Action 17. Action to Terminate The	fire extinguish	ner was exami	ned and da	ted.	<u> </u>	
18. Terminated A. Date	B. Time (24 Hr. Cl	ock				
Section IV-Automated System Data 19. Type of Inspection	20. Event Numbe	21.	Primary or Mill	1		
(activity code) EO1 22. Signatu	-	-		23. AR Number		•
MSHA Form	IN SCORDING WITH THE PROVISION	is of the Small Business Rec	ulatory Enforcement Fair	Tress Act of 1998, the S	mail Business	Administration has
established a National Small Business enforcement actions. The Ombudsma enforcement actions of MSHA, you ma	and Agriculture Regulatory Ombuda In annually evaluates enforcement a	iman and 10 Regional Fairne ctivities and rates each agen 3247), or write the Ombudam It your right to file a comment	as Boards to receive con by's responsiveness to sr an at Small Business Ad with the Ombudarman is	mments from amali bus mail business. If you w iministration, Office of t in addition to any other	inesses about ish to commer he National Or	federal agency it on the mbudaman, 409 3rd

ttachment B	Ν	United States Departme /ine Safety and Health A Office of Account	dministration		R.
District Coal Dist	rict 5 Field Offic	ce Vansant, VA	Mine ID	Date	e
Mine Citation/Order			partment of Labo fety and Health A		
Section IViolation Data	2 Time /24 Hr Ch			Charles	
			Ľ	Citation/ Order Numbe	
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					(Contractor)
8. Condition or Prectice		king and open flam			n Notice (103g)
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		·			
O Violation I A Martin	B Soution		đ	See Continuation Form (MS)	(A Form 7000-3a)
9. Violation A. Health Safety V Other	B. Section of Act	C. Part/Section Title 30 CFR	of	See Continuation Form (MS)	(A Form 7000-3a)
Safety 🖌	of Act		of		(A Form 7000-3a)
Safety Other Other Section II-Inspector's Evaluation 10. Gravity:	of Act	Title 30 CFR		77.1102	
Safety V Other	(is): No Likelihood	Unlikely 🚱 Reasonabi	y Likely 📋 Hig	77.1102	med []
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enforcement actions of MSHA, you may cast 1-889-REG-FAIR (1-886-734-3347), or write the Gombudisman at Small Business Administration, Office of the National Ombudisman, 409 3 Street, SW MC 2120, Washington, DC 20418. Please note, however, that your right to file a comment with the Ombudisman is in addition to any other rights you may have, including the right to contest classons and proposed penallise and obtain a hearing before the Federal Mine Salely and Heath Review Commission.

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District	Coal District 5	5 Field Office	Vansant,	VA Mine ID		Da	te		ב
Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	77.1606(c)	N	UL	LD	1	Mod
from the e heard whe loader wa	exhaust mani en the machi is being used	fold. The engir ne was in oper to stockpile co	ne was black v ation. The loa oal today. [W	8 loader (c/n 120 with exhaust nea ader operator was as any sampling should be the bo	r the man s observe done on t	ifold and f d wearing this equip	the leak ear mut	could be fs. This	•
		l.						No	1
Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
	TOOLOGI	100000	104(a) Cit	77.200	N	UL	LD	1	Low
the groun	d. [what waş	the hazard & v	who was expo	osed]		approxim			
the groun	d. [what waş	the hazard & v			S&S		Iniury	No. Aff	Neg
			who was expo Type 104(a) Cit	30 CFR 77.200	S&S N	Likely	Injury LD	No. Aff	
Mine ID The loado The 6 incl connectio section of	Violation but screening h down creek n joint on the support cha	plant was not channel bean plant side. Th	Type 104(a) Cit maintained in n supporting t e webbing of t in length. T	30 CFR 77.200 good repair to p he walkway ente this support had his walkway is ap	N revent ac ring the fi a hole ap proximat	Likely UL cidents ar rst floor h proximate ely 25 fee	LD nd injurie ad deteri aly 6 x 5	Aff 1 s to wor orated a inches.	t the
Mine ID The loado The 6 incl connectio section of	Violation but screening h down creek n joint on the support cha	plant was not channel bean plant side. Th nnel was 4 fee	Type 104(a) Cit maintained in n supporting t e webbing of t in length. Th a as cit $\frac{1}{2}$ (b) (6	30 CFR 77.200 good repair to p he walkway ente this support had his walkway is ap — Why diffe	N revent ac ring the fi a hole ap pproximat rence in N	Likely cidents ar rst floor har proximate ely 25 fee NEG?]	LD ad injurie ad deteri aly 6 x 5 t above 1	Aff 1 s to wor orated a inches. the No.	Mod kers. at the This
Mine ID The loado The 6 incl connectio section of ground.[A	Violation but screening h down creek n joint on the support char ppears to be	plant was not channel bean plant side. Th nnel was 4 fee the same area	Type 104(a) Cit maintained in n supporting t e webbing of t in length. T	30 CFR 77.200 good repair to p he walkway ente this support had his walkway is ap	N revent ac ring the fi a hole ap proximat	Likely UL cidents ar rst floor h proximate ely 25 fee	LD nd injurie ad deteri aly 6 x 5	Aff 1 es to wor orated a inches. ⁻ the	Mod kers. at the

								No.	
Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	Aff	Neg
			104(a) Cit	75.604(b)	N	UL	LD	1	Mod

The trailing cable supplying power to the Fletcher Roof Bolter (S.N.88096) used on the active 004 mmu has a permanent splice that is not adequately insulated. The tape is worn off at the splice exposing the insulated power conductors. [Refer to pp 42, example 3 & 4 of Darby internal review] [Identify the hazard]

Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	75.503	N	UL	LD	.1.	Mod
				the active 004 n control leads ente					ken
off flush w	ith the panel	. [What is the	hazard? Need	to identify-]					

ATTACHMENT C

Attachment C

District	Coal District	5 Field Offic	e Vansant,	VA Mine ID		Da	ate [
Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	75.1100-2(b)	N	UL	LD	5	Mod
was not in			with a fire-fight	ing valve at the s -fighting purpose		lpiece. Th			
	<u> </u>		1	I			1	No.	
Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	Aff	Neg
			104(a) Cit	75.504	N	UL	LD	6	Low
TRACKS BEING US CARRIER CONDITIO found – r internal r	WERE THE SED AS MA CON THIS S ON WAS FO need to con	PATTERN O IN TRIP ON T SECTION AT DUND. [sta sider continu ation and orde	F THE NON PI HIS SECTION, THIS TIME. No atement no mo ing operation	ENTRY OF THE ERMISSIBLE MA THERE IS NOT O METHANE WA ethane was dete s not just at the dbook pp 17, mi	C 8 PER A PERM S DETEC ected a th time of t	SONNEL IISSIBLE CTED AT le time th he violati	CARRIE PERSO THE TIM is condition. – se	R THAT NNEL ME THIS ition wa	s /
		8							
			-					No.	
Mine ID	Violation	Issued	Type 104(a) Cit	30 CFR 75.1103	S&S N	Likely	Injury LD	Aff 6	Neg Mod
The CO e		In line of the m	ainthma fina a	anaona fan aarlu	Ena data a		- 004	ation in .	
being effe	ctively used U-5 belt dri	d. When check ive was not en	ed with chemic ough to be me	ensors, for early al smoke the air asured and at U- em ineffective. [i	velocity in 4 belt driv	n the belt ve was on	entry ou	tby the 0 M. The I	04
being effe section at velocity of	ctively used U-5 belt dri air in the b	d. When check ive was not en elt entry rende	ed with chemic ough to be me ers the CO syst	al smoke the air asured and at U- em ineffective. [i	velocity in 4 belt driv dentify th	n the belt /e was on e hazard]	entry ou ly 23 FP	tby the 0 M. The I No.	04 ow
being effe	ctively used U-5 belt dri	d. When check ive was not en	ed with chemic ough to be me ers the CO syst	al smoke the air asured and at U-	velocity in 4 belt driv	n the belt ve was on	entry ou	tby the 0 M. The I	04
being effe section at velocity of Mine ID THE 6/3 5 CAR WAS MOBILE I APPROX	Ctively used U-5 belt dri air in the b Violation 50 VOLT T S NOT BEIN EQUIPMEN MATELY 20	d. When check ive was not en elt entry rende Issued RAILING CAB IG ADEQUAT T TIRE TRAC 00 FT FROM	ed with chemic ough to be me ors the CO syst 104(a) Cit LE SUPPLYIN ELY PROTEC KS WERE PRE THE POWER C	al smoke the air asured and at U- em ineffective. [i 30 CFR	velocity ir 4 belt driv dentify th S&S N POWER T DAMA TRAILING y the haz	the belt e was onl <u>e hazard]</u> Likely UL TO THE M GE BY M G CABLE	Injury Injury NLD NO.2 JO OBILE E IN THE	tby the 0 M. The I No. Aff 1 Y SHUT QUIPMI NO.6 EN	Neg Low TLE ENT. JTRY
being effe section at velocity of Mine ID THE 6/3 5 CAR WAS MOBILE I APPROX	Ctively used U-5 belt dri air in the b Violation 50 VOLT T S NOT BEIN EQUIPMEN MATELY 20	d. When check ive was not en elt entry rende Issued RAILING CAB IG ADEQUAT T TIRE TRAC 00 FT FROM	ed with chemic ough to be me ors the CO syst 104(a) Cit LE SUPPLYIN ELY PROTEC KS WERE PRE THE POWER C	al smoke the air asured and at U- em ineffective. [i 30 CFR 75.606 G ELECTRICAL TED TO PREVEN ESENT ON THE CENTER. [identif	velocity ir 4 belt driv dentify th S&S N POWER T DAMA TRAILING y the haz	the belt e was onl <u>e hazard]</u> Likely UL TO THE M GE BY M G CABLE	Injury Injury NLD NO.2 JO OBILE E IN THE	tby the 0 M. The I No. Aff 1 Y SHUT QUIPMI NO.6 EN onsidera	Neg Low TLE ENT. JTRY
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being effe section at velocity of Mine ID THE 6/3 S CAR WAS MOBILE I APPROXI mitigating Mine ID The Approx S.S.7966 sheared b	ctively used U-5 belt dri air in the b Violation 550 VOLT T S NOT BEIN EQUIPMEN MATELY 2 circumstan Violation by Violation	d. When check ive was not en elt entry rende Issued RAILING CAB IG ADEQUAT T TIRE TRAC 00 FT FROM ces for low ne Issued Issued Control Plan is re 001 mmu. T	ed with chemic ough to be me- rs the CO syst Type 104(a) Cit LE SUPPLYIN ELY PROTEC KS WERE PRE THE POWER (gligence''- injur Type 104(a) Cit not being com he cross-cut ha nen taken this o	al smoke the air asured and at U- em ineffective. [i 30 CFR 75.606 G ELECTRICAL TED TO PREVEN ESENT ON THE SENT ON THE SENTER. [identif y can be electroo	velocity ir 4 belt driv dentify th S&S N POWER T DAMA TRAILINC y the haz sution] S&S N 0.6 right ken and n	the belt e was onle hazard] Likely UL TO THE I GE BY M G CABLE ard, what Likely UL Cross-cut ot bolted.	Injury NLD NO.2 JO OBILE E IN THE is the "c Injury LD , 140 fee The out	tby the 0 M. The I No. Aff 1 Y SHUT QUIPMI NO.6 EN onsidera No. Aff 1 et inby	Neg Low TLE ENT. JTRY able Neg Mod
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75.604(b)

104(a) Cit

N. UL

Attachment C

Mod

1

LD

District	Coal District 5	Field Office	Vansant, VA	Mine ID	Date	٦
	-			6	 	_

The trailing cable for the Joy continuous miner (S/N JM5207A) used on the active 001 mmu is not adequately insulated and fully protected. The cable has a splice where the tape has been worn off, exposing the insulated and shielded conductors. Refer to pp 42, example 3 & 4 of Darby internal review] [Identify the hazard]

								No.	
Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	Aff	Neg
			104(a) Cit	75.333(b)(2)	N	UL	LD	1.	Mod

The belt entry and neutral located on the #1 East mains that was provided for the R- Section is not separated from the return air course used to ventilate the worked out area. The R- Section has been relocated and the permanent stopping's have not been constructed across the #1 mains. The former belt entry and neutral can be traveled to the #5 main line belt conveyor. Identify the hazard in the body of the citation. - INTERNAL REVIEW FINDING Aracoma.

Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	77.1104	N	UL	LD_	1	Mod

Accumulations of oil, transmission fluid and float coal dust is present on the Caterpillar 980G front-end loader (S/N 2KRO2314) used for loading trucks at the mine. These accumulations are located on the engine and machine frame measuring from 0 to 0.8 inches in depth. [what is the hazard]

Mine ID Violation Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
	104(a) Cit	75.400	N	UL	ĽD	1	Mod

Coal dust on previously rock dusted surfaces is present in the intake travelway for the active T- Section starting at the air lock adjacent to s.s.1513 and extending inby to s.s.2026 a distance of approximately **5200**

Mine ID Violation Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
	104(a) Cit	75.503	N	ÜL	ĿD	1	Mod

The No. 1 Joy shuttle car serial No. ET15158 being used in and inby the last open crosscut on the 002-0 working section was not maintained in permissible condition. The insulation on the cable reel had worn off in several locations exposing the bare metal. [Identify the hazard]

2		18	· · · · · · · · · · · · · · · · · · ·					No.	
Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	Aff	Neg
			104(a) Cit	75.517	N	UL	LD.	1	Mod

The 550 volt trailing cable feeding the #2 Fletcher Single-Head Roof Bolter (S/N 13389) being operated on the 002 MMU, R section, was not insulated adequately and fully protected. A section of the cable had the outer jacket damaged exposing the insulated phase wires inside. The mine floor over the entire section was dry.

Mine ID Violatio	n Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
		104(a) Cit	75.220(a)(1)	N	UL	LD	1	Mod

ATTACHMENT C

Attachment C

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District	Coal District 5	Field Office	Vansant, VA	Mine ID	Date	

The approved roof control plan had not complied with in the U1 Mains belt and track entry. Beginning 10 feet inby survey station No. 6654 and extending inby for approximately 50 feet the entry had developed 23 to 24 feet in width and additional roof supports (timbers or cribs) had not been installed to limit the width 22 feet. The approved plan for this mine allows the belt and track entry to be developed 22 feet in width.

Mine ID Violation Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
	104(a) Cit	75.1505(b)	N	UL	LD	6	Mod

The escapeway map provided for the miners on the 001 mmu was not up to date. The escape shown on the map from the surface to the section was for the previous panel the section had moved from.

Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	75.523-2(b)	N	UL	LD	1	Mod

The panic switch provided for the 482 scoop (Company #4) would not deenergize the machine in both directions. Two panic bars are provided on the machine and the one on the battery end would work when pressed one way and the panic switch on the bucket end would work the other direction, but neither lever would work in both directions.

	sued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
ſ		104(a) Cit	75.333(b)(3)	N	UL .	LD	6	Mod

Two permanent stopping's separating the intake air course from the belt haulage air course, between entries 4 and 5, at survey station 7963 on the T8 belt were not being maintained. The stopping at survey station 7963 was missing a block in the outby top corner creating a opening of 16 inches by 8 inches, and the stopping inby survey station 7963 was missing block material in the outby top corner creating a opening of 16 inches by 4 inches. The inby stopping had not been plastered on either side. See Aracoma internal review

Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	48.11(a)(4)(i)	N	UL	FTL	1	Mod

The mine operator did not ensure Garnie Bowman, a contract miner (belt man) working at this mine received the required hazard training before commencing work. The Federal Mine Safety and Health Act of 1977 states that an untrained miner is a hazard to himself and to others. A 104(g)(1) was issued o Mr. Bowman (Ref. Order #8165193)

Mine ID	Violation	Issued	Type	30 CFR	S&S	Likely	Iniury	No. Aff	Neg
			104(a) Cit	75.1107-4(c)	-	UL	LD	1	Mod

were not in operable condition. When tested, the ten sprays located on the top of the machine would not function.

			-					No.	
Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	Aff	Neg
			104(a) Cit	75.503	Ň -	UL	LD	题1	Mod

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Attachment C	C United States Department of Labor Mine Safety and Health Administration Office of Accountability	
District C	Coal District 5 Field Office Vansant, VA Mine ID Date	
condition. A	ontinuous miner (S.N. JM 3779) located on U section was not being maintained in per A bolt was missing from the enclosure provided for the cable entrance into the operate or, creating an opening in the step flange in excess of .006 inch when checked with a	ors side

(Ref. 30 CFR 18.31(a)6)

Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	75.370(a)(1)	N	UL	NLD	1	Mod
THE VEN	ITILATION I	PLAN WAS	NOT BEING	G COMPLIED W	ITH IN	THE NO	.5 HEAD	ING ON TH	E 004

MMU AT THIS MINE. A LINE CURTAIN WAS NOT BEING COMPLIED WITH IN THE NO.5 HEADING ON THE 004 MMU AT THIS MINE. A LINE CURTAIN WAS NOT INSTALLED TO THE LAST ROW OF PERMANENT ROOF SUPPORT WHICH WAS APPROXIMATELY 20 TO 25 FROM THE FACE. THE LINE CURTAIN WAS APPROXIMATELY 25 FEET BACK FROM THE LAST ROW OF PERMANENT ROOF SUPPORT. THERE WAS NO METHANE DETECTED AT THIS TIME. THE APPROVED VENTILATION PLAN REQUIRES CURTAIN TO BE HUNG TO WITHIN 10 FEET OF THE FACE OR TO THE LAST ROW OF PERMANENT ROOF SUPPORT. {Continuing operations}

Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	77.1104	N		LD	1	Mod

Combustible material consisting of a mixture of engine oil and fine coal was allowed to accumulate in the engine compartment of the #2 Caterpillar 980G Loader (I.D.#2KR02314) being used to load coal trucks in the stockpile area of the mine. The bottom half of the machine's engine was covered with a coat of the mixture which was approximately 1/8 inch in thickness. Small pools of the mixture in the bottom of the compartment were also observed.

Mine ID	Violation	Issued	Туре	30 CFR	S&S	Likely	Injury	No. Aff	Neg
			104(a) Cit	77.206		ŪL.		1	Mod

The ladder located on at the left rear area the #2 Caterpillar 980G Loader (I.D.#2KR02314) being used to load coal trucks in the stockpile area of the mine is not being maintained in good condition. The affected ladder, which is used to access the left side of the engine, is missing the bottom step. The existing step is approximately 36 inches above ground level.

Attachment C	United States Department of La Mine Safety and Health Adminis Office of Accountability			
District Coal District S	5 Field Office Vansant, VA Mine	ID	Date	