

Preliminary Report of Accident



1. Accident Type: Fatal Injury		2. Accident Classification Hoisting		3. Date/Time of Accident 02/07/2013 09:20 PM		4. Date/Time of Death 02/07/2013 09:20 PM		5. Fatal Case No 3		
6. Mine Information :										
a) Mining Company Name Affinity Coal Company, LLC			b) Mine Name Affinity Mine			c) Parent of Mining Company Metinvest B V				
7. Mine Location :		a) City Sophia		b) County Raleigh		c) State WV		8. Mine ID Number: 46-08878		9. Union: NO
10. Primary Mineral Mined: BITUMINOUS			11. Number of Mine Employees:		a) Total 214	b) Underground 198	c) Open Pit/Quarry		d) Mill/Prep Plant	e) Other 16
12. Contractor Name:						13. Union		14. Contractor ID Number:		
15. Contractor Address:			a) City			b) County			c) State	d) Zip Code
16. Number of Contractor Employees:			a) Total	b) Underground	c) Open Pit/Quarry	d) Mill/Prep Plant	e) Other			
17. Number of Persons in Mine at Time of Accident:						18. Number of Persons Unaccounted For:				
a) Mine Employees: 68		b) Contractor Employees: 0				a) Mine Employees: 0		b) Contractor Employees: 0		
19) Location of Accident									20. Mining Height:	
<input checked="" type="checkbox"/> 01-Underground	<input type="checkbox"/> 03-Open Pit		<input type="checkbox"/> 07-Advance Mining		<input type="checkbox"/> 30-Mill/Prep Plant		<input type="checkbox"/> Other (specify)		Feet Inches	
<input type="checkbox"/> 02-Surface at Underground	<input type="checkbox"/> 06-Dredge Mining		<input type="checkbox"/> 08-Retreat Mining		<input type="checkbox"/> 99-Office Facility				6	
21. Nonfatal Injuries: 0		22. Fatal Injuries: 1								
23. Victim Information :				a) Name Edward L. Finney		b) Age 43				
c) Regular Job Title: Utility				d) Activity at Time of Accident: Operating Scoop				<input checked="" type="checkbox"/> Mine Employee		
24. Experience :		Years Weeks Days		Years Weeks Days		Years Weeks Days		Years Weeks Days		
a) Total: 13		b) at the mine: 0 30 0		c) at activity (23d) 0 30 0		d) with Contractor:				
25. Autopsy Performed: If Yes, Location						26. Mine Telephone No.: (304) 683-9097				

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

A utility man was in the deck of a scoop as two miners were unloading trash from the metal scoop bucket insert onto the hoist for removal from the mine. The scoop bucket was positioned over the hoist deck. The hoist suddenly elevated causing the scoop to lift up. The two miners unloading trash were able to run to safety. As the hoist elevated, the scoop slipped away from the hoist deck, causing it crash onto the mine floor. During the accident, the scoop operator cleared the operator's deck and was found with fatal crushing injuries beneath the scoop.

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

28. Equipment Manufacturer: Lakeshore, Inc.			29. Model: LS-SE4-120-1.5		
30. District: C0400 Mt. Hope		32. Field Office: Mt. Hope WV			33. Event Number: 6294587
34. Accident Investigator: Richard A. Hayhurst			35. MSHA Person Notified: Joseph C. Mackowiak		Date 02/07/2013
36. Type of Report: Initial			37. Name of Preparer and Date Prepared Joseph C. Mackowiak		Date
38. Reason For Amendment:					