

U.S. Department of Labor

Mine Safety and Health Administration
3837 S. US Hwy. 25E
Barbourville, Kentucky 40906-9206



November 18, 2010

Mr. Bobby Strunk
Superintendent
Abner Branch Rider Mine
Bledsoe Coal Corporation
Rt. 2008 Box 351A
Big Laurel, KY 40808

Dear Mr. Strunk:

In accordance with Section 104(e) of the Federal Mine Safety and Health Act of 1977 (Mine Act) and 30 CFR Part 104, the Mine Safety and Health Administration (MSHA) has conducted a pattern of violation (POV) screening of compliance records for the 12 months ending August 31, 2010 and of accident and employment records for the 12 months ending June 30, 2010, for the Abner Branch Rider Mine, MSHA ID No. 15-19132. A POV screening is used to determine if Section 104(e) is applicable to a particular mine. If implemented, Section 104(e) requires all subsequent violations designated as Significant and Substantial (S&S) be issued as closure orders with all persons withdrawn from the affected area except those necessary to correct the violation. An operator can be removed from Section 104(e) sanctions only after an inspection of the entire mine results in no significant and substantial violations.

This letter is your notification that a potential pattern of violations exists at the Abner Branch Rider Mine. This notification is based upon the initial screening and pattern criteria review, which were conducted in accordance with 30 C.F.R. §§ 104.2 and 104.3. A *Screening Criteria Results* report is enclosed. This report details the methodology used for the initial screening and pattern criteria review and summarizes your mine's performance relative to the criteria.

Prior to MSHA implementing Section 104(e) sanctions at the Abner Branch Rider Mine, you are provided the opportunity, not to exceed 20 days from the date of this notification, to take any or all of the following steps:

Review all documents upon which the pattern of violations evaluation is based and provide additional mitigating information.

Submit a written request for a conference with me (I shall hold any conference within 10 days of a request).

Provide a written plan to me indicating that you will institute a corrective action program to avoid repeated significant and substantial violations at the operation. Guidance on what constitutes an appropriate corrective action program is contained in the enclosed document entitled *Pattern of Violations Procedures Summary*.

Please note that 30 C.F.R. § 104.4(d) requires that you post a copy of this letter on the mine bulletin board until you are notified of MSHA's final determination with respect to your status pursuant to Section 104(e) of the Mine Act.

Abner Branch Rider Mine was issued 10.98 S&S violations per 100 inspection hours during the 12-month review period. If the Abner Branch Rider Mine implements an appropriate corrective action program, the mine must maintain an S&S rate of 5.49 or lower during the evaluation period (i.e., a 50 percent reduction from the 12-month review period). If a corrective action program is not implemented, the mine must maintain an S&S rate of 3.68 or lower during the evaluation period (i.e., within the top 35th percentile of similar type mines). Therefore, I encourage you to implement a corrective action program as soon as practicable. An explanation of these rates, as well as guidelines for an appropriate corrective action program, are contained in the enclosed document entitled *Pattern of Violations Procedures Summary*. Absent mitigating circumstances, the Abner Branch Rider Mine must meet one of these goals to avoid being issued a pattern of violations notice during this POV review cycle.¹

Whether or not you implement a corrective action program, MSHA will conduct a complete inspection of the Abner Branch Rider Mine. This inspection may start as soon as December 9, 2010. I will analyze the results of this complete inspection and other on-site enforcement activities conducted during the corrective action period to evaluate whether the Abner Branch Rider Mine has effectively controlled the occurrence of S&S violations during the review period.

If you implement a corrective action program which does not achieve a rate of S&S violations at or below the applicable levels set forth in the paragraph above, pursuant to 30 C.F.R. section 104.5(b), I will submit an evaluation report to the Administrator for Coal Mine Safety and Health within 120 days from the date of

¹ However, all mines will be considered for potential pattern of violation notices during the next and subsequent review cycles. MSHA is required to conduct evaluations at least annually but can conduct the evaluations more frequently.

this notification. If you choose not to implement a program to reduce S&S violations, I will submit the report of the evaluation to the Administrator within 60 days from the date of this notification.

In both cases, a copy of the report of evaluation will be provided to you 10 days before the report is sent to the Administrator. You will have 10 days from the receipt of the report to submit written comments to the Administrator.

Within 30 days of receipt of my report to the Administrator, the Administrator will issue a decision as to whether the Abner Branch Rider Mine is to be issued a Notice of a Pattern of Violations. A copy of the decision will be provided to you.

If the Administrator decides to issue a Notice of Pattern of Violations, I will issue the Notice of Pattern of Violations to you.

Following issuance of a Notice of Pattern of Violations, I will initiate appropriate inspection activities to ensure that the Abner Branch Rider Mine is inspected in its entirety during the following 90-day time frame and each succeeding inspection cycle until the Pattern of Violation order is terminated.

If upon any inspection after the issuance of the Pattern of Violations Notice an authorized representative finds any violation of a mandatory health or safety standard which could significantly and substantially contribute to the cause and effect of a safety or health hazard, the inspector shall issue an order requiring the withdrawal of all persons in the area affected by the violation except those persons listed in 104(c) of the Mine Act. All persons, except as listed in 104(c) of the Mine Act, shall also be prohibited from entering that area until the inspector determines that such violation has been abated.

Termination of a Pattern of Violations notice shall occur when an inspection of the entire mine results in no significant and substantial violations or no withdrawal order is issued by MSHA in accordance with section 104(e)(1) of the Act within 90 days of the issuance of the pattern letter.

You may request an inspection of the entire mine or portions of the mine at any time. No advance notice of the inspection shall be provided and MSHA will determine the scope of each inspection. Partial inspections that cumulatively cover the entire operation within the 90-day period will constitute an inspection of the entire operation for the purposes of termination of a Pattern of Violations Notice.

Please contact me at 606-546-5123 if you have any questions regarding this matter. Additional mitigating information, requests for a conference and/or a written plan to institute a corrective action program should be sent to me at: 3837 S US HWY 25E, Barbourville, KY 40906.

Sincerely,

A handwritten signature in black ink, appearing to read "Irvin T. Hooker". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Irvin T. Hooker
District Manager

Enclosures

Screening Criteria Results for Pattern of Violations

The following screening criteria are used to perform the initial screening required under 30 CFR §104.2 and 30 CFR §104.3. If the mine meets either Initial Criteria 1 or Initial Criteria 2, the mine will be considered for a PPOV if the Final Order Criteria is also met.

Overall Results PPOV
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Does the mine meet Initial Criteria 1 (30 CFR §104.2) ? - **YES**
 Does the mine meet Initial Criteria 2 (30 CFR §104.2) ? - **NO**
 Does the mine meet Final Order Criteria (30 CFR §104.3) ? - **YES**

Query Run Date
Oct-18-2010

DISTRICT 07 **Barbourville KY Field Office**
Mine ID: **15-19132**
Mine Status: **Active (on screening date)**
Mine Name: **Abner Branch Rider**
Mine Type: **Underground Coal**
Controller: **James River Coal Company**
Operator: **Bledsoe Coal Corporation**

12 Month Date Range Used	
Start Date:	Sep-01-2009
End Date:	Aug-31-2010

Criteria	Criteria Description	79	Does the Mine Meet the Criteria?
Initial Criteria 1	1 At least 50 citations/orders for significant and substantial (S&S) violations issued in the most recent 12 months.	YES	YES This mine meets all four Initial Criteria 1
	2 A rate of eight or more S&S citations/orders issued per 100 inspection hours during the most recent 12 months, or <i>79 S&S C/O's were issued during 719.25 inspection hours.</i> The degree of negligence for at least 25 percent of the S&S C/O's issued during the most recent 12 months is "high" or "reckless disregard." <i>9 of the 79 S&S C/O's issued were either high or reckless disregard.</i>	NO	
	3 At least 0.5 elevated citations and orders [under section 104(b); 104(d); 104(g); or 107(a) of the Mine Act] issued per 100 inspection hours during the most recent 12 months. <i>9 elevated C/O's were issued during 719.25 inspection hours.</i>	YES	
	4 The Injury Severity Measure (SM) for the mine is greater than the overall Industry SM for all mines in the same mine type and classification over the most recent 12 months. <i>The mines SM of 5811.1 is more than the industry SM of 541.4.</i>	YES	
Initial Criteria 2	1 At least 100 S&S citations/orders issued in the most recent 12 months. <i>79 S&S C/O's were issued.</i>	NO	NO This mine does not meet both Initial Criteria 2
	2 At least 40 elevated citations and orders [under section 104(b); 104(d); 104(g); or 107(a) of the Mine Act] issued during the most recent 12 months. <i>9 elevated C/O's were issued.</i>	NO	
Final Order Criteria	1 At least 5 S&S citations/orders of the same standard that became final orders of the commission during the most recent 12 months, or <i>9 C/O's of standard 75.400 became final orders.</i>	YES	YES This mine meets at least one of the Final Order Criteria
	2 At least 2 S&S unwarrantable failure citations/orders [104(d)] became final orders of the commission during the most recent 12 months. <i>0 unwarrantable failure C/O's became final orders.</i>	NO	

Note: This mine has not been identified for a PPOV review before.

MSHA Mine ID: 15-19132

Mine: Abner Branch Rider

Operator: Bledsoe Coal Corporation

Controller: James River Coal Company

Mine Status: Active

Mine Status Date: 10/16/2007

Month	Inspector Hours Worked	Calendar Days Inspector(s) at Mine	Citations and Orders Issued During the 12 Month Review Period							Cumulative percent S&S	Cumulative S&S/100 Inspection Hours	Cumulative Elevated/100 Inspection Hours
			Non S&S	S&S	Elevated				Total			
					104(b)	104(d)	104(g)	107(a)				
Sep 2009	45.50	5	0	0	0	0	0	0	0	0.00	0.00	
Oct 2009	4.00	1	0	0	0	0	0	0	0	0.00	0.00	
Nov 2009	53.00	7	7	8	0	0	0	0	53.33%	7.80	0.00	
Dec 2009	98.50	12	7	5	0	0	0	0	48.15%	6.47	0.00	
Jan 2010	54.50	6	6	4	0	0	0	0	45.95%	6.65	0.00	
Feb 2010	37.75	6	8	6	0	1	0	0	45.10%	7.84	0.34	
Mar 2010	137.25	14	18	16	0	4	0	0	45.88%	9.06	1.16	
Apr 2010	47.00	6	5	8	0	0	0	0	47.96%	9.84	1.05	
May 2010	83.00	11	7	7	0	0	0	0	48.21%	9.63	0.89	
Jun 2010	29.00	5	2	7	0	3	0	0	50.41%	10.35	1.36	
Jul 2010	63.75	8	4	11	0	0	0	0	52.94%	11.02	1.22	
Aug 2010	66.00	9	13	7	0	1	0	0	50.64%	10.98	1.25	
Totals	719.25	90	77	79	0	9	0	0				

Inspection hours are from the inspectors Weekly Activity in IPAL.

- (1) The inspection time is the sum of the Site Inspection Time.
- (2) Supervisor and Trainee time are not included.
- (4) The following event hours will be included in the analysis:

E01	E02	E03	E04	E05	E06
E07	E08	E15	E16	E17	E18
E19	E20	E21	E22	E23	E24
E25	E27	E28	E33		

Mine: Abner Branch Rider

Operator: Bledsoe Coal Corporation

Controller: James River Coal Company

Mine Status: Active

Mine Status Date: October 16, 2007

Cumulative
During Review
Period

Issuance	Citation No.	Date/Time Issued	30 CFR	Type Action	Type	S&S	Likelihood	Injury/Illness	Persons Affected	Negligence	Times this Standard Cited	S&S Count	Elevated Count
1	7522295	11/02/09 09:00 AM	75.503	104(a)	C	N	U	N	1	M	1		
2	7522296	11/02/09 11:00 AM	75.1718	104(a)	C	N	U	N	10	M	1		
3	7522297	11/02/09 11:15 AM	75.1100-2(e)	104(a)	C	N	U	N	1	M	1		
4	8356672	11/17/09 11:35 AM	75.1731(a)	104(a)	C	N	U	L	1	M	1		
5	8356673	11/17/09 11:45 AM	75.333(b)(2)	104(a)	C	N	U	L	1	M	1		
6	8356674	11/19/09 10:25 PM	75.400	104(a)	C	Y	R	L	1	M	1	1	
7	8356675	11/19/09 10:35 PM	75.202(a)	104(a)	C	Y	R	L	1	M	1	2	
8	8356676	11/19/09 11:50 PM	75.400	104(a)	C	Y	R	L	1	M	2	3	
9	8403728	11/24/09 07:45 AM	77.208(e)	104(a)	C	N	U	F	1	M	1		
10	8403729	11/24/09 10:45 AM	75.220(a)(1)	104(a)	C	Y	R	P	9	M	1	4	
11	8403730	11/24/09 11:30 AM	75.360(b)(3)	104(a)	C	Y	R	L	9	M	1	5	
12	8403731	11/24/09 12:10 PM	75.370(a)(1)	104(a)	C	Y	R	P	1	M	1	6	
13	8356677	11/25/09 11:50 AM	75.364(b)(2)	104(a)	C	Y	R	L	1	M	1	7	
14	8356678	11/25/09 12:00 PM	75.333(b)(5)	104(a)	C	N	U	L	1	M	1		
15	8356679	11/25/09 05:40 PM	75.202(a)	104(a)	C	Y	R	L	1	M	2	8	
16	7522298	12/02/09 08:40 AM	77.1103(d)	104(a)	C	N	U	N	1	M	1		
17	7522299	12/02/09 09:05 AM	77.202	104(a)	C	N	U	N	1	M	1		
18	7522300	12/07/09 08:30 AM	75.370(a)(1)	104(a)	C	N	U	N	10	M	2		
19	8326931	12/09/09 09:15 AM	77.1605(k)	104(a)	C	N	U	L	1	M	1		
20	8326932	12/09/09 10:30 AM	75.380(d)(1)	104(a)	C	N	U	L	10	M	1		
21	8326933	12/09/09 12:00 PM	75.1731(b)	104(a)	C	N	U	L	1	M	1		
22	8362100	12/09/09 10:57 PM		103(k)	O								
23	8362101	12/10/09 09:00 AM	75.202(a)	104(a)	C	Y	R	L	1	M	3	9	
24	8362102	12/10/09 10:00 AM	72.630(b)	104(a)	C	Y	R	P	2	M	1	10	
25	8362103	12/10/09 11:25 AM	75.400	104(a)	C	Y	R	L	3	M	3	11	
26	8362104	12/10/09 12:00 PM	75.1731(b)	104(a)	C	Y	R	L	3	M	2	12	
27	8362105	12/10/09 12:05 PM	75.1731(a)	104(a)	C	N	U	L	1	M	2		
28	8362106	12/10/09 12:10 PM	75.362(b)	104(a)	C	Y	R	L	3	M	1	13	
29	8356693	01/22/10 09:35 AM		103(k)	O								
30	8356701	01/23/10 12:50 PM	75.202(a)	104(a)	C	Y	R	L	1	M	4	14	
31	8356702	01/23/10 01:00 PM	75.220(a)(1)	104(a)	C	N	U	L	1	L	2		
32	8362042	01/28/10 10:00 AM	75.1714-3(a)	104(a)	C	N	U	L	5	M	1		
33	8362043	01/28/10 10:40 AM	75.523-3(b)(3)	104(a)	C	Y	R	P	1	M	1	15	
34	8362044	01/28/10 11:10 AM	75.523-3(b)(3)	104(a)	C	Y	R	P	1	M	2	16	
35	8362045	01/28/10 11:35 AM	75.503	104(a)	C	N	U	L	2	M	2		
36	8362046	01/28/10 12:30 PM	75.400	104(a)	C	N	U	L	4	M	4		
37	8362047	01/28/10 12:40 PM	75.1731(b)	104(a)	C	Y	R	L	4	M	3	17	
38	8362048	01/28/10 01:15 PM	75.400	104(a)	C	N	U	L	2	M	5		
39	8362049	01/28/10 01:30 PM	75.380(d)(7)(vi)	104(a)	C	N	U	L	4	M	1		
40	8333679	02/01/10 11:35 AM	75.360(f)	104(a)	C	N	U	L	1	M	1		
41	8362107	02/08/10 03:05 PM	75.220(a)(1)	104(a)	C	Y	R	F	1	M	3	18	

Mine: Abner Branch Rider

Operator: Bledsoe Coal Corporation

Controller: James River Coal Company

Mine Status: Active

Mine Status Date: October 16, 2007

Cumulative
During Review
Period

Issuance	Citation No.	Date/Time Issued	30 CFR	Type Action	Type	S&S	Likelihood	Injury/Illness	Persons Affected	Negligence	Times this Standard Cited	S&S Count	Elevated Count
42	8362108	02/08/10 05:00 PM	75.1714-3(a)	104(a)	C	N	U	L	3	M	2		
43	8362109	02/08/10 05:05 PM	75.1715	104(a)	C	N	U	N	2	M	1		
44	8356704	02/11/10 09:20 AM	75.360(f)	104(a)	C	N	U	L	1	M	2		
45	8356705	02/11/10 09:40 AM	75.220	104(a)	C	Y	R	L	1	M	1	19	
46	8356706	02/11/10 10:10 AM	75.220(a)(1)	104(a)	C	N	U	L	1	M	4		
47	8326972	02/23/10 12:30 PM	75.380(d)(7)(vi)	104(a)	C	N	U	L	1	M	2		
48	8326973	02/23/10 01:15 PM	75.208	104(a)	C	Y	R	L	1	M	1	20	
49	8326974	02/23/10 02:15 PM	75.517	104(a)	C	Y	R	L	2	M	1	21	
50	8326975	02/23/10 03:30 PM	75.1100-2(f)	104(a)	C	N	U	L	1	M	1		
51	8326976	02/24/10 11:35 AM	75.202(a)	104(a)	C	Y	R	P	1	M	5	22	
52	8326977	02/24/10 12:00 PM	75.370(a)(1)	104(d)(1)	C	Y	R	P	3	H	3	23	1
53	8326978	02/24/10 02:00 PM	75.1731(b)	104(a)	C	N	U	L	1	M	4		
54	8356711	03/01/10 09:00 AM	75.400	104(a)	C	N	U	L	1	M	6		
55	8356712	03/01/10 11:20 AM	75.400	104(a)	C	Y	R	L	2	M	7	24	
56	8359295	03/02/10 08:10 PM	75.1911(a)(4)	104(a)	C	N	U	P	1	M	1		
57	8359296	03/02/10 08:11 PM	75.1911(c)	104(a)	C	N	U	L	1	M	1		
58	8359297	03/02/10 08:15 PM	75.1909(a)(10)	104(a)	C	Y	R	P	1	M	1	25	
59	8355755	03/02/10 08:15 PM	75.220(a)(1)	104(a)	C	Y	R	L	1	M	5	26	
60	8359298	03/02/10 08:17 PM	75.400	104(a)	C	Y	R	P	1	M	8	27	
61	8361242	03/02/10 08:20 PM	75.202(a)	104(a)	C	Y	R	P	1	M	6	28	
62	8359299	03/02/10 08:20 PM	75.1910(g)	104(a)	C	N	U	L	1	M	1		
63	8361243	03/02/10 08:30 PM	75.1403	314(b)	S								
64	8359300	03/02/10 09:10 PM	75.400	104(d)(1)	O	N	U	P	5	H	9		2
65	8359301	03/02/10 09:15 PM	75.1101-8(c)	104(a)	C	N	U	P	5	M	1		
66	8359302	03/02/10 09:30 PM	75.516	104(a)	C	N	U	L	1	M	1		
67	8359303	03/02/10 10:00 PM	75.1101-8(c)	104(a)	C	N	U	P	5	M	2		
68	8361244	03/02/10 10:00 PM	75.202(a)	104(d)(1)	O	Y	H	P	5	H	7	29	3
69	8355756	03/02/10 10:05 PM	75.370(a)(1)	104(a)	C	Y	R	P	2	M	4	30	
70	8359304	03/02/10 10:30 PM	75.400	104(d)(1)	O	N	U	P	5	H	10		4
71	8355757	03/02/10 10:35 PM	75.362(g)(2)	104(a)	C	Y	R	L	2	M	1	31	
72	8361245	03/02/10 10:40 PM	75.400	104(d)(1)	O	Y	R	P	10	H	11	32	5
73	8361246	03/02/10 11:00 PM	75.362(b)	104(a)	C	Y	R	P	10	M	2	33	
74	8355758	03/02/10 11:20 PM	72.630(b)	104(a)	C	N	U	P	2	M	2		
75	8355759	03/03/10 12:20 AM	75.604(b)	104(a)	C	N	U	F	1	M	1		
76	8326980	03/04/10 04:35 PM	77.516	104(a)	C	Y	R	L	1	M	1	34	
77	8356718	03/08/10 11:00 AM	75.400	104(a)	C	N	U	L	1	M	12		
78	8326981	03/08/10 12:00 PM	75.220(a)(1)	104(a)	C	Y	R	L	1	M	6	35	
79	8326982	03/08/10 01:10 PM	75.1107-13(l)	104(a)	C	N	U	L	1	M	1		
80	8326983	03/08/10 01:15 PM	75.606	104(a)	C	N	U	L	1	M	1		
81	8359305	03/15/10 12:45 PM	75.1911(a)	104(a)	C	N	U	L	5	M	1		
82	8359306	03/15/10 12:55 PM	75.1909(a)(1)	104(a)	C	N	U	P	5	M	1		

Mine: Abner Branch Rider

Operator: Bledsoe Coal Corporation

Controller: James River Coal Company

Mine Status: Active

Mine Status Date: October 16, 2007

Cumulative
During Review
Period

Issuance	Citation No.	Date/Time Issued	30 CFR	Type Action	Type	S&S	Likelihood	Injury/Illness	Persons Affected	Negligence	Times this Standard Cited	S&S Count	Elevated Count
83	8359307	03/15/10 01:30 PM	72.520(b)	104(a)	C	N	U	N	1	M	1		
84	8326988	03/17/10 12:10 PM	75.400	104(a)	C	Y	R	L	1	M	13	36	
85	8333683	03/19/10 08:55 AM	75.1202	104(a)	C	N	U	L	8	M	1		
86	8333684	03/19/10 10:15 AM	75.202(a)	104(a)	C	Y	R	L	1	M	8	37	
87	8326989	03/22/10 01:10 PM	75.1702-1	104(a)	C	Y	R	L	10	M	1	38	
88	8326990	03/22/10 01:15 PM	75.1702	104(a)	C	Y	R	L	10	M	1	39	
89	8362400	04/06/10 07:30 AM	75.202(a)	104(a)	C	Y	R	L	1	M	9	40	
90	8362401	04/06/10 09:50 AM	75.601-1	104(a)	C	Y	R	L	1	M	1	41	
91	8362402	04/06/10 12:30 PM	75.400	104(a)	C	Y	R	L	3	M	14	42	
92	8362403	04/07/10 11:50 AM	75.512	104(a)	C	N	U	L	1	M	1		
93	8362404	04/07/10 12:15 PM	75.333(b)(2)	104(a)	C	N	U	L	3	M	2		
94	8362405	04/14/10 09:50 AM	75.211(c)	104(a)	C	Y	R	L	1	M	1	43	
95	8403771	04/22/10 09:20 AM	72.630(b)	104(a)	C	N	N	N	1	M	3		
96	8403772	04/22/10 09:40 AM	75.1722(a)	104(a)	C	Y	R	P	1	M	1	44	
97	8362415	04/27/10 03:00 AM	75.380(d)(1)	104(a)	C	N	U	L	9	M	2		
98	8362416	04/27/10 04:35 AM	75.400	104(a)	C	Y	R	L	1	M	15	45	
99	8362417	04/27/10 04:45 AM	75.604(b)	104(a)	C	N	U	L	1	M	2		
100	8362419	04/29/10 09:00 PM	75.400	104(a)	C	Y	R	L	3	M	16	46	
101	8362420	04/29/10 09:15 PM	75.1101-10	104(a)	C	Y	R	L	3	M	1	47	
102	8362421	05/03/10 12:45 PM	75.400	104(a)	C	N	U	L	1	M	17		
103	8362422	05/06/10 08:45 AM	75.211(c)	104(a)	C	Y	R	L	1	M	2	48	
104	8362423	05/06/10 09:45 AM	75.400	104(a)	C	N	U	L	1	M	18		
105	8362424	05/06/10 10:25 AM	75.400	104(a)	C	Y	R	L	2	M	19	49	
106	8362425	05/11/10 09:10 AM	75.512	104(a)	C	N	U	L	1	M	2		
107	8403778	05/19/10 07:10 AM	75.816(a)(1)	104(a)	C	N	U	P	8	M	1		
108	8403779	05/19/10 07:50 AM	75.400	104(a)	C	Y	R	L	1	M	20	50	
109	8403780	05/19/10 10:20 AM	75.370(a)(1)	104(a)	C	Y	R	P	1	M	5	51	
110	8403781	05/19/10 11:35 AM	75.1722(a)	104(a)	C	Y	R	L	1	M	2	52	
111	8338468	05/20/10 08:10 AM	75.1202-1	104(a)	C	N	U	L	0	M	1		
112	8338469	05/20/10 11:05 AM	75.362(d)(3)(v)	104(a)	C	Y	R	L	2	M	1	53	
113	8338470	05/20/10 01:10 PM	75.370(a)(1)	104(a)	C	N	U	L	1	M	6		
114	8362433	05/25/10 07:15 AM	75.311(f)	104(a)	C	N	U	L	3	M	1		
115	8362434	05/25/10 09:40 AM	75.211(c)	104(a)	C	Y	R	L	1	M	3	54	
116	8355745	06/01/10 06:05 AM	75.220(a)(1)	104(a)	C	Y	O	F	1	M	7	55	
117	8355746	06/01/10 06:15 AM	75.202(a)	104(d)(1)	C	Y	O	F	1	H	10	56	6
118	8355747	06/01/10 06:25 AM	75.360(b)	104(d)(1)	O	Y	O	F	1	H	1	57	7
119	8355777	06/01/10 06:40 AM	75.362(a)(1)	104(d)(1)	O	Y	O	F	1	H	1	58	8
120	8403804	06/29/10 10:50 AM	75.202(a)	104(a)	C	Y	R	L	1	M	11	59	
121	8403805	06/29/10 12:30 PM	75.202(a)	104(a)	C	Y	R	P	1	H	12	60	
122	8403806	06/29/10 01:50 PM	75.202(a)	104(a)	C	Y	R	P	1	H	13	61	
123	8403807	06/29/10 02:00 PM	75.220(a)(1)	104(a)	C	N	U	L	1	M	8		

Mine: Abner Branch Rider

Operator: Bledsoe Coal Corporation

Controller: James River Coal Company

Mine Status: Active

Mine Status Date: October 16, 2007

Cumulative
During Review
Period

Issuance	Citation No.	Date/Time Issued	30 CFR	Type Action	Type	S&S	Likelihood	Injury/Illness	Persons Affected	Negligence	Times this Standard Cited	S&S Count	Elevated Count
124	8403808	06/29/10 02:20 PM	75.220(a)(1)	104(a)	C	N	U	L	1	M	9		
125	8403814	07/13/10 01:40 PM	75.220(a)(1)	104(a)	C	N	U	P	1	M	10		
126	8403815	07/13/10 03:15 PM	75.220(a)(1)	104(a)	C	N	U	L	2	M	11		
127	8365033	07/20/10 08:40 AM	75.220(a)(1)	104(a)	C	Y	R	P	1	M	12	62	
128	8365034	07/20/10 09:55 AM	75.333(h)	104(a)	C	N	U	L	1	M	1		
129	8365035	07/21/10 04:00 PM	75.400	104(a)	C	Y	R	L	1	M	21	63	
130	8365036	07/21/10 04:05 PM	75.220(a)(1)	104(a)	C	Y	R	L	1	M	13	64	
131	8365037	07/21/10 05:40 PM	75.400	104(a)	C	Y	R	L	1	M	22	65	
132	8365038	07/21/10 07:15 PM	75.400	104(a)	C	Y	R	L	1	M	23	66	
133	8365039	07/21/10 07:35 PM	75.517	104(a)	C	Y	R	L	1	M	2	67	
134	8365040	07/22/10 12:40 PM	75.202(a)	104(a)	C	Y	R	P	1	M	14	68	
135	8365041	07/22/10 03:00 PM	75.517	104(a)	C	Y	R	L	1	M	3	69	
136	8365042	07/22/10 03:30 PM	75.333(h)	104(a)	C	N	U	L	1	M	2		
137	8365043	07/22/10 03:32 PM	75.400	104(a)	C	Y	R	L	1	M	24	70	
138	8365044	07/22/10 03:48 PM	75.1722(a)	104(a)	C	Y	R	P	1	M	3	71	
139	8335487	07/28/10 08:55 AM	72.630(b)	104(a)	C	Y	R	P	2	M	4	72	
140	8365058	08/08/10 09:50 AM	75.220(a)(1)	104(a)	C	Y	R	L	1	M	14	73	
141	8365059	08/08/10 10:15 AM	75.220(a)(1)	104(d)(2)	O	Y	H	P	1	H	15	74	9
142	8365060	08/09/10 01:00 AM	75.503	104(a)	C	N	U	L	1	M	3		
143	8365071	08/17/10 12:08 PM	75.202(a)	104(a)	C	Y	R	L	1	M	15	75	
144	8365072	08/17/10 12:10 PM	75.333(h)	104(a)	C	N	U	L	1	M	3		
145	8365073	08/17/10 12:14 PM	75.400	104(a)	C	N	U	L	1	M	25		
146	8365074	08/17/10 12:20 PM	75.1101-7(b)	104(a)	C	N	U	L	1	M	1		
147	8365075	08/17/10 02:38 PM	75.400	104(a)	C	Y	R	L	2	M	26	76	
148	8365076	08/18/10 02:08 PM	75.333(h)	104(a)	C	N	U	L	1	M	4		
149	8365077	08/18/10 02:10 PM	75.400	104(a)	C	Y	R	L	1	M	27	77	
150	8365078	08/20/10 11:35 AM	75.333(h)	104(a)	C	N	U	L	1	M	5		
151	8365079	08/20/10 11:38 AM	75.400	104(a)	C	N	U	L	1	M	28		
152	8365080	08/20/10 12:30 PM	75.333(h)	104(a)	C	N	U	L	1	M	6		
153	8365081	08/20/10 12:35 PM	75.400	104(a)	C	N	U	L	1	M	29		
154	8365082	08/20/10 01:15 PM	75.400	104(a)	C	N	U	L	1	M	30		
155	8365083	08/20/10 01:55 PM	75.400	104(a)	C	N	U	L	1	M	31		
156	8365084	08/22/10 09:18 AM	75.333(h)	104(a)	C	N	U	L	1	M	7		
157	8365085	08/24/10 09:00 AM	75.202(a)	104(a)	C	Y	R	L	1	M	16	78	
158	8365086	08/25/10 11:40 AM	75.333(h)	104(a)	C	N	U	L	1	M	8		
159	8365087	08/25/10 11:45 AM	75.202(a)	104(a)	C	Y	R	L	1	M	17	79	

The following abbreviations were used in the spreadsheet:

Type of Issuance

- C Citation
- O Order

Significant and Substantial

- N No
- Y Yes

Likelihood

- N No Likelihood
- U Unlikely
- R Reasonably Likely
- H Highly Likely
- O Occurred

Injury or Illness could reasonably be expected to be

- N No Lost Workdays
- L Lost Workdays or Restricted Duty
- P Permanently Disabling
- F Fatal

Negligence

- N None
- L Low
- M Moderate
- H High
- R Reckless Disregard

The four Type Actions used for Elevated issues

- 104(b) - Failure to abate
- 104(d)(1) and 104(d)(2) - Unwarrantable
- 104(g)(1) - Training
- 107(a) - Imminent Danger