



Performance Coal Company

P.O. Box 69

Naoma, WV

25140

February 17, 2010

Mr. Robert G. Hardman
Mine Safety and Health Administration
100 Bluestone Road
Mount Hope, WV 25880

Re: Performance Coal Company
Upper Big Branch Mine
MSHA ID : 46-08436
State ID: U-3042-92
Seal Construction Notification

Dear Sir:

Performance Coal Company will be building frames and pumping 50psi seals to replace existing seals in Seal Set #3 at the Upper Big Branch Mine. The seals to be replaced are No.'s 14, 15, 17, and 18. This work is expected to begin on Monday, February 22, 2010.

This mine currently has no miner's representative. If you have any questions or comments, feel free to contact me at (304) 854-3516.

Respectfully Submitted,
Performance Coal Company, Inc.

Eric Lilly
Mine Engineer

MSHA
MOUNT HOPE, WV

FEB 18 2010

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VENTILATION