

# Preliminary Report of Accident



1. Accident Type: Fatal Injury		2. Accident Classification Handling Material		3. Date/Time of Accident 03/03/2012 01:30 AM		4. Date/Time of Death 03/03/2012 01:30 AM		5. Fatal Case No 3		
6. Mine Information :										
a) Mining Company Name Parton Bros. Contracting, Inc.			b) Mine Name Timber Tree #9			c) Parent of Mining Company John H Parton				
7. Mine Location :		a) City Cumberland		b) County Harlan		c) State KY		8. Mine ID Number: 15-19051		9. Union: NO
10. Primary Mineral Mined: BITUMINOUS COAL UNDERGROUND			11. Number of Mine Employees:		a) Total 18	b) Underground 16	c) Open Pit/Quarry 0	d) Mill/Prep Plant 0	e) Other 2	
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: 3		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 checked="" 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				4 0	
21. Nonfatal Injuries: 0		22. Fatal Injuries: 1								
23. Victim Information :										
a) Name James A. Bailey					b) Age 32					
c) Regular Job Title: Foreman				d) Activity at Time of Accident: Foreman				<input checked="" type="checkbox"/> Mine Employee		
24. Experience :	Years Weeks Days		Years Weeks Days		Years Weeks Days		Years Weeks Days			
a) Total:	11 0 0		b) at the mine: 2 6 3		c) at activity (23d) 0 32 5		d) with Contractor 0 0 0			
25. Autopsy Performed: If Yes, Location NO						26. Mine Telephone No.: (606) 589-2878				

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

A fatal accident occurred on the 001 Section in the No. 3 Entry just outby the face. The victim was in the process of installing a canopy on the Joy 21 SC Shuttle Car. The victim was seated in the operator's compartment of the shuttle car and was attempting to position the machine underneath the suspended canopy. As he was positioning the shuttle car struck the canopy and the canopy fell striking the victim in the head resulting in fatal injuries. The accident is currently under investigation by MSHA personnel.

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: Joy Machinery Co. (Joy Manufacturing Co)				29. Model: 21 SC			
30. District: C0700 Barbourville		32. Field Office: Harlan KY			33. Event Number: 6426246		
34. Accident Investigator: Robert F. Ashworth			35. MSHA Person Notified: Steve A. Sorke		Date 03/03/2012	Time 01:40 A	
36. Type of Report: Amended		37. Name of Preparer and Date Prepared: Robert Ashworth				Date 03/03/2012	
38. Reason For Amendment:							