

Special Assessment Narrative Form

FLAGRANT Violations

Mine Operator:	Andalex Resources, Incorporated		
Mine Name:	Aberdeen Mine		
Mine ID/Contractor ID :	42-02028		
Citation/Order No.:	7291294		
Type of Action:	104(d)(2) Order		
Section 30 CFR:	75.400		
Mine Act:			
Issue Date:	10/26/2007		7/26/2006

			Regular Assessment	Special Assessment
Controller Size Points			10	20
Mine Size Points			14	14
Violation History Points			12	12
Repeat Violations of the same standard	>=20		0	25
Likelihood of Occurrence Points	Highly Likely		7	25
Severity of Injury or Illness Points	Fatal		10	35
Persons potentially affected Points	7		8	16
Negligence Points	High		20	35
Unwarrantable Failure	Yes		0	5
Imminent Danger Points	No		0	0
104(b) Order Points	No		0	0
Citation for Working in Defiance of an Order	No		0	0
Calculated Penalty Points			81	175
Regular Assessment			\$11,500	
Dollar Reduction for Good Faith (30%)			\$0.00	
Proposed Penalty Amount			\$11,500	
Special Assessment Calculation from Table(s)				\$220,000
	Plus 25%			\$220,000
	Minus 25%			\$165,000
Proposed Special Assessment				\$220,000

Special Assessment Narrative Form

FLAGRANT Violations

Mine Operator:	Andalex Resources Inc.	
Mine Name:	Aberdeen	
Mine ID/Contractor ID :	42-02028	
Citation/Order No.:	7287779	
Type of Action:	104(d)(2) Order	
Section 30 CFR:	75.400	
Mine Act:		
Issue Date:	6/20/2007	3/20/2006

			Regular Assessment	Special Assessment
Controller Size Points			10	10
Mine Size Points			15	15
Violation History Points			8	8
Repeat Violations of the same standard	>=20		12	25
Likelihood of Occurrence Points	Reasonably Likely		30	40
Severity of Injury or Illness Points	Permanently Disabling		10	40
Persons potentially affected Points	7		12	16
Negligence Points	High		35	50
Unwarrantable Failure	Yes		0	5
Imminent Danger Points	No		0	0
104(b) Order <i>Issue/Termination</i>			0	\$0
Citation for Working in Defiance of an Order	No		0	0
Calculated Penalty Points			132	209
Regular Assessment			\$35,543	
Dollar Reduction for Good Faith (30%)			\$0.00	
Proposed Penalty Amount			\$35,543	
Special Assessment Calculation from Table(s)				\$160,395
Plus 25%				\$200,300
Minus 25%				\$120,200
Proposed Special Assessment				\$200,300

High history of violations including special assessments for this standard merits a higher penalty.