

Preliminary Report of Accident



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|---|--|---|---|---|--|--|---|---|--------------------|-----------------|
| 1. Accident Type: Fatal Injury | | 2. Accident Classification Powered Haulage | | 3. Date/Time of Accident 01/27/2011 12:25 PM | | 4. Date/Time of Death 01/27/2011 01:10 PM | | 5. Fatal Case No 1 | | |
| 6. Mine Information : | | | | | | | | | | |
| a) Mining Company Name Baylor Mining Inc | | | b) Mine Name Jims Branch No 3B | | | c) Parent of Mining Company Robert L Worley | | | | |
| 7. Mine Location : | | a) City New Richmond | | b) County Wyoming | | c) State WV | | 8. Mine ID Number: 46-09243 | | 9. Union: NO |
| 10. Primary Mineral Mined: BITUMINOUS COAL UNDERGROUND | | | 11. Number of Mine Employees: | | a) Total 29 | b) Underground 26 | c) Open Pit/Quarry | | d) Mill/Prep Plant | e) Other 3 |
| 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: 9 | | b) Contractor Employees: 0 | | a) Mine Employees: 0 | | b) Contractor Employees: 0 | | | | |
| 19) Location of Accident | | | | | | | | | | |
| <input checked="" type="checkbox"/> 01-Underground | <input type="checkbox"/> 02-Surface at Underground | <input type="checkbox"/> 03-Open Pit | <input type="checkbox"/> 06-Dredge Mining | <input checked="" type="checkbox"/> 07-Advance Mining | <input type="checkbox"/> 08-Retreat Mining | <input type="checkbox"/> 30-Mill/Prep Plant | <input type="checkbox"/> 99-Office Facility | 20. Mining Height: Feet Inches 3 6 | | |
| 21. Nonfatal Injuries: 0 | | 22. Fatal Injuries: 1 | | | | | | | | |
| 23. Victim Information : | | | | | | | | | | |
| a) Name John Lester, Jr. | | | | b) Age 19 | | | | | | |
| c) Regular Job Title: General Laborer | | | | d) Activity at Time of Accident: General Laborer | | | | <input checked="" type="checkbox"/> Mine Employee | | |
| 24. Experience : | | | | | | | | | | |
| Years Weeks Days | | Years Weeks Days | | Years Weeks Days | | Years Weeks Days | | | | |
| a) Total: 0 15 4 | | b) at the mine: 0 15 4 | | c) at activity (23d): 0 15 4 | | d) with Contractor | | | | |
| 25. Autopsy Performed: If Yes, Location | | | | | | 26. Mine Telephone No.: (304) 294-8103 | | | | |

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

Victim received fatal injuries when he became caught between the moving No. 3 Conveyor Belt and the metal dip pan over the No. 3 Conveyor Belt that connected to the No. 4 Conveyor Belt discharge head roller.

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.

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| 28. Equipment Manufacturer: | | | | 29. Model: | | | | |
| 30. District: C0400 Mt. Hope | | | 32. Field Office: Pineville WV | | | 33. Event Number: 4119579 | | |
| 34. Accident Investigator: Daris L. Barker, Jr. | | | 35. MSHA Person Notified: Luther Marrs | | | Date 01/27/2011 | | Time 12:38 P |
| 36. Type of Report: Initial | | 37. Name of Preparer and Date Prepared: Daris L. Barker, Jr. | | | | Date 01/28/2011 | | |
| 38. Reason For Amendment: | | | | | | | | |