

From: Shad Peters <speters@deserado.com>
Sent: Wednesday, May 30, 2018 3:07 PM
To: zzMSHA-OSRVRegulatoryReform
Subject: Regulatory Reform

1. 30 CFR Part 75.362(iii)(2) Program Policy Letter NO. P13-V-06 Methane checks at the face in the working sections. When mines are approved for extended cuts it is more of a hazard to have a miner standing close to unsupported top with an extendable probe to check for gas forty feet away from where the work is going to take place. For example; if methane was detected and corrective measures were required how would you clear the mixture without bolting out advancing your ventilation? Doesn't it make more sense to check for methane under the protection of the ATRS where the ignition source would occur?
2. Dust Sampling under the new rule 30 CFR Part 70.208 Quarterly Dust Sampling; mechanized mining units. Based on dust sample results of the 15 samples the District Manager may request additional samples based on sample results. I propose if sample results are well under the applicable standard the District Manager should have the authority to wave the 15 consecutive samples down to a number he/she feels is representative. The bolters and shuttle cars are not down wind of the miner in mines with tubed ventilation and should not be a required Other Designated Occupation. District managers should be able to wave the samples for Designated Work Position Dozers if the results are consistently below a certain weight of respirable dust.
3. For mines that use Built in Place Refuge Alternatives for trapped miners these locations should supersede the requirements of 30 CFR 75.1100-2(a) Emergency Materials.

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