

BOARD OF COAL MINING EXAMINERS

SUMMARY OF MEETING

October 26, 2010

The following is a summary of the October 26, 2010 Meeting:

I. Meeting called to order at 9:00 AM by Frank Linkous, Chairman. Members present were Frank Linkous, Joseph Buchanan, Gerald Kendrick, Arvil McConnell, and Ricky O'Quinn. Also present were Mary Gibson, Regulatory Boards Administrator, Butch Lambert, DMME Deputy Director, Sharon Pigeon, Sr. Assistant Attorney General. Present from the Mine Safety and Health Administration (MSHA) were Robert Clay, Supervisory Special Investigator, Scott Beverly, Roof Control Specialist and David Smith, Special Investigator. Tim Gresham, Attorney, Penn Stuart, and Jimmy D. Tackett and Joe Jacobs were present.

II. Opening statement delivered by Frank Linkous, Chairman.

III. Review of cases of Virginia certificate holders

- **Jimmy Tackett**

The Board heard testimony from representatives from the Mine Safety and Health Administration and from Jimmy Tackett and his representatives regarding unwarrantable failure orders and citations issued by MSHA to Mr. Tackett to address the suspension of his Virginia mining certifications.

IV. Adjournment

Meeting adjourned at 12:15 PM.