MEMORANDUM

TO: West Virginia Mining Operations

FROM: C. A. Phillips, Acting Director CAP

DATE: May 4, 2011

RE: Title 56, Series 2, Section 14.3
Rules Governing Safety Provisions for Clearing Crews

After careful review and consideration it is determined that Sheffield Plastics Makrolon®
Polycarbonate product with a minimum of one-half inch (1/2") thickness has demonstrated to
the director of the WV Office of Miners’ Health, Safety and Training that it meets the requirements of
Title 56, Series 2, Section 14.3(e) and 14.3(f)(6) and is hereby approved by the director for use as
transparent material to enclose the upper portion of the cab in equipment used by clearing crews
as specified in CSR56-2-14.3.