

**BOARD OF COAL MINING EXAMINERS**

**SUMMARY OF MEETING**

**JANUARY 3, 2012**

**The following is a summary of the January 3, 2012 Meeting:**

**I. Meeting called to order at 9:08 AM by Randy Moore, Chairman. Members present were Randy Moore, Joseph Buchanan, Arvil McConnell and Ricky O'Quinn. Member Gerald Kendrick was absent. Also present were Mary Gibson, Regulatory Boards Administrator, Sharon Pigeon, Sr. Assistant Attorney General and Deputy Director Butch Lambert.**

**II. Opening statement delivered by Randy Moore, Chairman.**

**III. Motion made and seconded to accept January 3, 2012, meeting agenda and approve December 6, 2011, meeting summary. All members were in favor to approve.**

**IV. Review of Virginia Substance Abuse Cases (Closed Session)**

**Of the cases that resulted in hearings, evidence was taken by the Board in closed session, pursuant to Virginia Code §§ 2.2-3711(A)(4) and 45.1-11.35(E). In the closed session, the Board worked out agreements, allowing individuals to return to work conditionally, and took other disciplinary actions including revocation of all certifications held by miners.**

**V. Open Agenda**

**Randy Moore provided the Board with a special written instructions document in effect regarding the ongoing fatality investigation at Fairbanks Coal Co., Inc. Fairbanks No. 4 surface mine. The Board discussed tentative dates for a Board meeting to hear testimony from foremen and workers at the surface mine regarding the fatality and to potentially take action regarding certifications. Board Administrator Mary Gibson will make contacts with the affected parties regarding the scheduling of a Board meeting at the earliest possible date.**

**VI. Next Meeting**

**Next meeting will be February 7, 2012.**

**VII. Adjournment**

**Meeting adjourned at 1:55 PM.**