

BOARD OF COAL MINING EXAMINERS

SUMMARY OF MEETING

JUNE 4, 2013

The following is a summary of the June 4, 2013 Meeting:

I. Meeting called to order at 9:10 AM by Randy Moore, Chairman. Members present were Randy Moore, Arvil McConnell and Ricky O'Quinn thus establishing a quorum. Members Gerald Kendrick and Joseph Buchanan were absent. Also present were Mary Gibson, Regulatory Boards Administrator, Sharon Pigeon, Sr. Assistant Attorney General and Bradley Lambert, DMME Deputy Director.

II. Opening statement delivered by Randy Moore, Chairman.

III. Motion made and seconded to accept June 4, 2013, meeting agenda and approve May 7, 2013, 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 reported to the Board on an issue involving Professional Contracting, LLC, an independent training and mine safety consultant services company. This week two checks remitted to DMME for payment of clients' certification fees were returned and required reimbursement from DMME to the bank due to insufficient funds in the account. Also, recently some of Professional Contracting's clients have complained that their certifications have not been issued due to no fee receipt by DMME after their payment of the certification fees to Professional Contracting. The Board agreed that a letter immediately be both mailed and hand-delivered to the owner of Professional Contracting requiring payment of these monies by a set deadline, and instructing him that failure to meet the deadline will result in prosecution by the County Commonwealth Attorney and suspension by the Board of Coal Mining Examiners of his BCME Instructor and Advanced

First Aid Instructor certifications, after which time appearance before the Board will be required for resolution.

VI. Next Meeting

Next meeting will be July 9, 2013.

VII. Adjournment

Meeting adjourned at 1:45 PM.