

BOARD OF COAL MINING EXAMINERS

SUMMARY OF MEETING

FEBRUARY 5, 2008

The following is a summary of the February 5, 2008 Meeting:

- I. Meeting called to order at 9:00 AM by Frank Linkous, Chairman. Members present were Gerald Kendrick, Joseph Buchanan, Arvil McConnell, Jr. and Ricky O'Quinn. All Board members were present and quorum was made. Also present were Benny R. Wampler, DMME Deputy Director, Sharon Pigeon, Senior Assistant Attorney General, Mary Gibson, Regulatory Boards Administrator and Carroll Green, DM Inspector Supervisor.**

- II. Opening statement delivered by Frank Linkous, Chairman**

- III. Motions made and seconded to accept February 5, 2008 meeting agenda and approve January 8, 2008 meeting summary. All members were in favor to approve.**

- IV. Informal Fact Finding Allegations provided by DM Inspector Supervisor Carroll Green of Old Business/Traditional Case Matter**

This case was presented to the Board and motion was made and seconded that the matter would be presented for formal hearing before an Administrative Law Judge. Date and time of formal hearing will be scheduled and provided to all Board members.

- V. 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.

- VI. Open Agenda**

- VII. Adjournment at 1:50 PM**