

Fayette County Health Center
100 New Salem Road, Room 167
Uniontown, PA 15401
June 6, 2007

Bureau of Mine Safety

724-439-7469

Mr. Gene Davis
Sandvik Mining and Construction Canada, Inc.
1146 Palmer Road
Adah, PA 15410

RE: Request for Temporary Approval of a Non-Permissible Diesel Powered Scoop

Dear Mr. Davis:

This letter acknowledges receipt of a May 22, 2007, letter from Eric Grimm, Mine Superintendent at Dana Mining Company's 4 West Mine requesting approval to use a Deutz BF4M 1013 FC 157 HP engine with a DCL International, Inc. DPM Filter and diesel oxidation catalyst system in an EJC-935 Non-Permissible Scoop at the 4 West Mine.

I received a recommendation for approval from the Technical Advisory Committee on Diesel-Powered Equipment (TAC). The TAC has indicated that the Deutz BF4M 1013 FC 157 HP engine and a DCL International, Inc. DPM Filter and diesel oxidation catalyst system in an EJC-935 Non-Permissible Scoop meets all of the requirements of Section 203-A of Article II-A of the Pennsylvania Bituminous Coal Mine Act. The TAC's evaluation is enclosed. You must comply with all provisions of your diesel-powered equipment package, including all training requirements. *The non-permissible scoop is not approved for use inby the last permanent ventilation wall in the working section. This information must be included in your training plan.*

The next meeting of the TAC is scheduled for July 11, 2007, at 10 a.m. Final approval of this engine and emission control system and the alternate test procedure is on the agenda for this meeting.

Based on the information provided and the TAC recommendation, the Department *temporarily approves* the Sandvik Mining and Construction Deutz BF4M1013 FC engine with DCL International, Inc. DPM Filter in the EJC-935 Non-Permissible Scoop. The General Specification Sheet must be strictly complied with. The PA ventilation rate for this engine is 6,500 cfm.

Should you have any questions regarding the process, contact my office at 724-439-7469.

Sincerely,

Joseph A. Sbaffoni
Director
Bureau of Mine Safety

Enclosures

cc: Amrit Gosal, Sandvik Ontario
Eric Grimm, Dana Mining
Ron Bowersox/TAC
Paul Borchick/TAC

bcc: A. Martin
W. Bookshar
P Keruskin
S. Strange
R Ceschini
J. Kuzio
M. McCaffrey
S. Gaida
A. Gaida /TAC file

JAS/WBB/adg

Word 2007\L – to Sandvik Deutz BF4M FC Temp Approval.doc