

**Fayette County Health Center
100 New Salem Road, Room 167
Uniontown, PA 15401**

July 17, 2008

Bureau of Mine Safety

724-439-7469
Fax 724-439-7324

Mr. John F. Burr
Consol Energy, Inc.
1800 Washington Road
Pittsburgh, PA 15241-1421

RE: **Temporary Approval** of three Brookville Equipment Corporation Brookville Model ULPC Diesel Personnel Carriers

Dear Mr. Burr:

This letter acknowledges receipt of your July 15, 2008 letter requesting temporary approval to use the Brookville Model ULPC 15 Man Personnel Carriers, Serial No. 9325, No. 9389, and 9390, powered by a BF4M2012 Deutz diesel engine at the Bailey Mine.

The Bureau of Mine Safety (BMS) will assign BOTE-D and BOTE-DEES numbers upon final approval.

On June 26th, 2008 the TAC and BMS traveled to Brookville Equipment to inspect the equipment and evaluate the need for an Alternate Test Procedure for testing CO emissions.

Based on the information provided and the TAC recommendation, the Department *temporarily approves* the Brookville Equipment Corporation Brookville Model ULPC locomotive with a Deutz BF4M2012 diesel engine and a DST M30 Management System. The General Specification Sheet must be strictly complied with. The PA ventilation rate for this engine is 6,000 cfm.

The next scheduled meeting of the Diesel Technical Advisory Committee is scheduled for August 13, 2008, upon which time a formal recommendation of approval will be provided.

Should you have any questions regarding the process, contact my office at the above phone number.

Sincerely,

Joseph A. Scaffoni
Director
Bureau of Mine Safety

cc: Ron Bowersox/TAC
Paul Borchick/TAC
Todd Homet, Consol Energy

bcc: Bookshar
Martin
McCaffrey
Gaida
Ceschini
Coffer
Keruskin
Stowinsky
TAC file/A. Gaida

JAS/WBB/cd

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