

**UNITED STATES OF AMERICA**  
**BEFORE THE NATIONAL LABOR RELATIONS BOARD**

<p><b>COBALT COAL CORP. MINING, INC.</b></p> <p>Charged Party</p> <p>and</p> <p><b>UNITED MINE WORKERS OF AMERICA</b></p> <p>Charging Party</p>
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**Case 09-CA-092229**

**AFFIDAVIT OF SERVICE OF CHARGE AGAINST EMPLOYER**

I, the undersigned employee of the National Labor Relations Board, state under oath that on October 30, 2012, I served the above-entitled document(s) by post-paid regular mail upon the following persons, addressed to them at the following addresses:

MIKE CROWDER  
COBALT COAL CORP. MINING, INC.  
PO BOX 191  
101 BULLDOG LANE  
PREMIER, WV 24878-0191

October 30, 2012  
Date

Kyle A. Smith, Designated Agent of NLRB  
Name

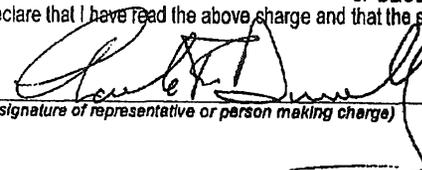
\_\_\_\_\_  
Signature

INTERNET  
FORM NLRB-501  
(2-08)UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
CHARGE AGAINST EMPLOYER

FORM EXEMPT UNDER 44 U.S.C. 3512

**DO NOT WRITE IN THIS SPACE**Case  
09-CA-092229Date Filed  
October 29, 2012**INSTRUCTIONS:**

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT	
a. Name of Employer Cobalt Coal Corp. Mining, Inc.	b. Tel. No. 304.436.2390 c. Cell No. f. Fax No. 304.436.5343 g. e-Mail mike@cobaltcoalcorp.com h. Number of workers employed 22
d. Address (Street, city, state, and ZIP code) P.O. Box 191 101 Bulldog Lane Premier, West Virginia 24878	e. Employer Representative Mike Crowder
i. Type of Establishment (factory, mine, wholesaler, etc.) Coal Mine	j. Identify principal product or service Coal
k. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) 8(a)(3) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.	
2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)	
On or about October 21, 2012, the Employer failed and/or refused to recall laid-off bargaining unit employees; and instead, hired new employees to perform the laid-off employees' work in retaliation for the exercise of their protected, concerted activity.	
On October 24, 2012, the Employer, through mine management, interrogated employees about their Union activities.	
3. Full name of party filing charge (if labor organization, give full name, including local name and number)	
United Mine Workers of America	
4a. Address (Street and number, city, state, and ZIP code) 1300 Kanawha Blvd., East, Charleston, West Virginia 25301	4b. Tel. No. 304.343.0259 4c. Cell No. 4d. Fax No. 304.343.0250 4e. e-Mail region2@umwa.org
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization) International Union, United Mine Workers of America, AFL-CIO	
6. DECLARATION I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.	
By  (signature of representative or person making charge)	Charles F. Donnelly, Lawyer (Print/type name and title or office, if any)
Address 1300 Kanawha Blvd., East, Charleston, West Virginia 25301	Tel. No. 304.346.0341 Office, if any, Cell No. Fax No. 304.346.1186 e-Mail cdonnelly@umwa.org
	10/29/2012 (date)

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

## PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

**UNITED STATES OF AMERICA**  
**BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**COBALT COAL CORP. MINING, INC.**

Charged Party

and

**UNITED MINE WORKERS OF AMERICA**

Charging Party

**Case 09-CA-092229**

**AFFIDAVIT OF SERVICE OF FIRST AMENDED CHARGE AGAINST EMPLOYER**

I, the undersigned employee of the National Labor Relations Board, being duly sworn, say that on , I served the above-entitled document(s) by regular mail upon the following persons, addressed to them at the following addresses:

MIKE CROWDER  
COBALT COAL CORP. MINING, INC.  
PO BOX 191  
101 BULLDOG LANE  
PREMIER, WV 24878-0191

December 10, 2012

Date

Rhonda Kramig, Designated Agent of NLRB

Name

Signature

FORM NLRB-501

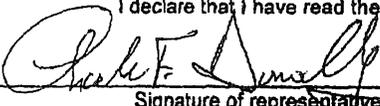
FORM EXEMPT UNDER 44 U.S.C. 3512

UNITED STATES OF AMERICA  
 NATIONAL LABOR RELATIONS BOARD  
**AMENDED CHARGE AGAINST EMPLOYER**

<b>DO NOT WRITE IN THIS SPACE</b>	
Case 9-CA-092229	Date Filed December 7, 2012

**INSTRUCTIONS**

File an original and 4 copies of this charge with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

<b>1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT</b>		
a. Name of Employer Cobalt Coal Corp. Mining, Inc.	b. Number of workers employed 22	
c. Address (street, city, state, ZIP code) 101 Bulldog Lane, Premier, West Virginia 24878	d. Employer Representative Mike Crowder	e. Telephone No. 304-436-2390  Fax No. 304-436-5343
f. Type of Establishment (factory, mine, wholesaler, etc.) Coal Mine	g. Identify principal product or service Coal	
h. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (3) of the National Labor Relations Act, and these unfair labor practices are affecting commerce within the meaning of the Act, or these unfair labor practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.		
<p>On about October 11, 2012 and October 12, 2012, the Employer laid off and/or terminated unit employees in retaliation for their Union activities.</p> <p>Since October 12, 2012, the Employer has failed and/or refused to recall laid off bargaining unit employees, and instead, hired new employees to perform the laid off employees' work in retaliation for their Union activities.</p> <p>About September 24, 2012, the Employer, through JC Woolridge, interrogated employees about their Union activities.</p> <p>About October 15, 2012, the Employer, through Daniel Smith, interrogated employees about their Union activities.</p> <p>About October 25, 2012, the Employer, through Daniel Smith, interrogated employees about their involvement in the Union petition for election, whether they knew who signed it and which employees were attempting to form a Union.</p> <p>About October 25, 2012, the Employer, through JC Woolridge, interrogated employees about their involvement in the Union petition for election, whether they knew who signed it and which employees were attempting to form a Union</p> <p>About November 7, 2012, the Employer, though Daniel Smith, interrogated employees about how they voted in the election.</p> <p><b>By the above and other acts, the above-named employer has interfered with, restrained, and coerced employees in the exercise of the rights guaranteed in Section 7 of the Act.</b></p>		
3. Full Name of party filing charge (if labor organization, give full name, including local name and number) United Mine Workers of America		
4a. Address (street and number, city, state and ZIP code) 1300 Kanawha BLVD., East Charleston, West Virginia 25301	4b. Telephone No. 304-343-0259  Fax No. 304-343-0250	
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization.) International Union, United Mine Workers of America, AFL-CIO		
<b>6. DECLARATION</b>		
I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.		
By 	Title <u>Lawyer</u>	
Signature of representative or person making charge		
Address <u>1300 Kanawha Blvd, E.</u> <u>Charleston, WV 25301</u>	Fax No. <u>(304) 346-1186</u>	Date <u>7 Dec 2012</u>
	Telephone No. <u>(304) 346-0341</u>	

**WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)**

**PRIVACY ACT STATEMENT**

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. §151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

COBALT COAL CORP. MINING, INC.

Charged Party

and

UNITED MINE WORKERS OF AMERICA

Charging Party

Case 09-CA-092229

**AFFIDAVIT OF SERVICE OF SECOND AMENDED CHARGE AGAINST EMPLOYER**

I, the undersigned employee of the National Labor Relations Board, being duly sworn, say that on January 30, 2013, I served the above-entitled document(s) by regular mail upon the following persons, addressed to them at the following addresses:

MIKE CROWDER  
COBALT COAL CORP. MINING, INC.  
PO BOX 191  
101 BULLDOG LANE  
PREMIER, WV 24878-0191

January 30, 2013

Date

Evelyn J. Fairbanks, Designated Agent  
of NLRB

Name

  
Signature

JAN-28-2013 01:52

CRB

P. 02

FORM NLRB-501

FORM EXEMPT UNDER 44 U.S.C. 3512

UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
SECOND AMENDED CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case 9-CA-092229	Date Filed January 29 2013

INSTRUCTIONS

File an original and 4 copies of this charge with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT	
a. Name of Employer Cobalt Coal Corp. Mining, Inc.	b. Number of workers employed 22
c. Address (street, city, state, ZIP code) 101 Bulldog Lane, Premier, West Virginia 24878	d. Employer Representative Mike Crowder
	e. Telephone No. 304-436-2380 Fax No. 304-436-5343
f. Type of Establishment (factory, mine, wholesaler, etc.) Coal Mine	g. Identify principal product or service Coal
h. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (3) of the National Labor Relations Act, and these unfair labor practices are affecting commerce within the meaning of the Act, or these unfair labor practices affecting commerce within the meaning of the Act and the Postal Reorganization Act. About September 24, 2012, the Employer, through JC Woolridge, gave an employee the impression that employees' Union activities and sympathies were under surveillance.  On about October 11, 2012 and October 12, 2012, the Employer laid off and/or terminated unit employees in retaliation for their Union activities.  Since October 12, 2012, the Employer has failed and/or refused to recall laid off bargaining unit employees, and instead, hired new employees to perform the laid off employees' work in retaliation for their Union activities.  About September 24, 2012, the Employer, through JC Woolridge, interrogated employees about their Union activities.  About October 15, 2012, the Employer, through Daniel Smith, gave an employee the impression that employees' Union activities and sympathies were under surveillance.  About October 15, 2012, the Employer, through Daniel Smith, interrogated employees about their Union activities.  Starting about October 22, 2012, the above-named Employer refused to work Johnny Simms because of his Union activities.  About October 25, 2012, the Employer, through Daniel Smith, interrogated employees about their involvement in the Union petition for election, whether they knew who signed it and which employees were attempting to form a Union.  About October 25, 2012, the Employer, through JC Woolridge, interrogated employees about their involvement in the Union petition for election, whether they knew who signed it and which employees were attempting to form a Union.  About November 7, 2012, the Employer, through Daniel Smith, interrogated employees about how they voted in the election. By the above and other acts, the above-named employer has interfered with, restrained, and coerced employees in the exercise of the rights guaranteed in Section 7 of the Act.	
3. Full Name of party filing charge (if labor organization, give full name, including local name and number) United Mine Workers of America	
4a. Address (street and number, city, state and ZIP code) 1300 Kanawha Bl. VD., East Charleston, West Virginia 25301	4b. Telephone No. 304-343-0259 Fax No. 304-343-0250
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization) International Union, United Mine Workers of America, AFL-CIO	
6. DECLARATION I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief. By <u>[Signature]</u> Title <u>Attorney</u> Signature of representative or person making charge	
Address <u>1300 Kanawha Blvd., E.</u> <u>Charleston, WV 25213</u>	Fax No. <u>(304) 246-1186</u> Telephone No. <u>(304) 346-0341</u> Date <u>1/29/2013</u>

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

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UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

COBALT COAL CORP. MINING, INC.

Charged Party

and

UNITED MINE WORKERS OF AMERICA

Charging Party

Case 09-CA-095354

AFFIDAVIT OF SERVICE OF CHARGE AGAINST EMPLOYER

I, the undersigned employee of the National Labor Relations Board, state under oath that on December 21, 2012, I served the above-entitled document(s) by post-paid regular mail upon the following persons, addressed to them at the following addresses:

MIKE CROWDER  
COBALT COAL CORP. MINING, INC.  
101 BULLDOG LANE  
PREMIER, WV 24878

December 21, 2012

\_\_\_\_\_  
Date

Pamela J. Nagel, Designated Agent of  
NLRB

\_\_\_\_\_  
Name

*Pamela J. Nagel*  
\_\_\_\_\_  
Signature

FORM EXEMPT UNDER 44 U.S.C 3512

INTERNET  
FORM NLRB-501  
(2-09)

UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case	Date Filed
9-CA-095354	December 20, 2012

INSTRUCTIONS:

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer Cobalt Coal Corp. Mining, Inc.	b. Tel. No. 304-436-2390
d. Address (Street, city, state, and ZIP code) 101 Bulldog Lane, Premier, WV 24878	c. Cell No.
e. Employer Representative Mike Crowder	f. Fax No. 304-436-5343
i. Type of Establishment (factory, mine, wholesaler, etc.) Coal Mine	g. e-Mail
j. Identify principal product or service Coal	h. Number of workers employed 22

k. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

About November 1, 2012, the Employer, by Daniel Smith, threatened that the mine would shut down if employees voted the Union in.

About November 7, 2012, the Employer, by Daniel Smith, gave employees the impression that their Union activities and sympathies were under surveillance.

By the above and other acts, the above-named employer has interfered with, restrained, and coerced employees in the exercise of the rights guaranteed in Section 7 of the Act.

3. Full name of party filing charge (if labor organization, give full name, including local name and number)

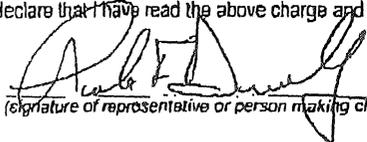
United Mine Workers of America

4a. Address (Street and number, city, state, and ZIP code) 1300 Kanawha Blvd., East Charleston, West Virginia 25301	4b. Tel. No. 304-343-0259
	4c. Cell No.
	4d. Fax No. 304-343-0250
	4e. e-Mail

5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization) International Union, United Mine Workers of America, AFL-CIO

6. DECLARATION

I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.

By  Charles F. Donnelly, Lawyer  
(signature of representative or person making charge) (Print/type name and title or office, if any)

1300 Kanawha Blvd., East, Charleston, WV 25301 12/20/2012  
Address (date)

Tel. No. 304-346-0311
Office, if any, Cell No.
Fax No. 304-346-1186
e-Mail
<a href="mailto:cdonnelly@umwa.org">cdonnelly@umwa.org</a>

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

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UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

COBALT COAL CORP. MINING, INC.

Charged Party

and

UNITED MINE WORKERS OF AMERICA

Charging Party

Case 09-CA-095354

**AFFIDAVIT OF SERVICE OF FIRST AMENDED CHARGE AGAINST EMPLOYER**

I, the undersigned employee of the National Labor Relations Board, being duly sworn, say that on January 30, 2013, I served the above-entitled document(s) by regular mail upon the following persons, addressed to them at the following addresses:

MIKE CROWDER  
COBALT COAL CORP. MINING, INC.  
101 BULLDOG LANE  
PREMIER, WV 24878

January 30, 2013

Date

Evelyn J. Fairbanks, Designated Agent  
of NLRB

Name

*Evelyn J. Fairbanks*  
Signature

FORM NLRB-E01

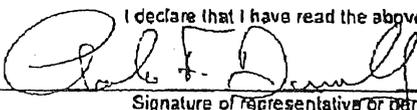
FORM EXEMPT UNDER 44 U.S.C. 3512

UNITED STATES OF AMERICA  
 NATIONAL LABOR RELATIONS BOARD  
**AMENDED CHARGE AGAINST EMPLOYER**

DO NOT WRITE IN THIS SPACE	
Case 9-CA-095354	Date Filed January 29, 2013

**INSTRUCTIONS**

File an original and 4 copies of this charge with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

<b>1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT</b>		
a. Name of Employer Cobalt Coal Corp. Mining, Inc.	b. Number of workers employed 22	
c. Address (street, city, state, ZIP code) 101 Bulldog Lane, Premier, West Virginia 24878	d. Employer Representative Mike Crowder	e. Telephone No. 304-436-2380 Fax No. 304-436-5343
f. Type of Establishment (factory, mine, wholesaler, etc.) Coal Mine	g. Identify principal product or service Coal	
h. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and of the National Labor Relations Act, and these unfair labor practices are affecting commerce within the meaning of the Act, or these unfair labor practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.		
<p>About November 1, 2012, the Employer, by Daniel Smith, threatened that the mine would shut down if employees voted the Union in.</p> <p>About November 1, 2012, the Employer, through Daniel Smith, interrogated an employee about whether the employee signed a Union card.</p> <p>About November 7, 2012, the Employer, through Daniel Smith, interrogated employees about who voted for the Union during the election.</p> <p>About November 7, 2012, the Employer, through Daniel Smith, told employees that they were being sent home because the employees voted in favor of the Union.</p> <p>About November 7, 2012, the Employer, by Daniel Smith, gave employees the impression that their Union activities and sympathies were under surveillance.</p> <p>About November 7, 2012, the Employer, through Van Roberts, interrogated an employee about the employee's vote in the election.</p> <p>By the above and other acts, the above-named employer has interfered with, restrained, and coerced employees in the exercise of the rights guaranteed in Section 7 of the Act.</p>		
3. Full Name of party filing charge (if labor organization, give full name, including local name and number) United Mine Workers of America		
4a. Address (street and number, city, state and ZIP code) 1300 Kanawha BLVD., East Charleston, West Virginia 25301	4b. Telephone No. 304-343-0259 Fax No. 304-343-0250	
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization). International Union, United Mine Workers of America, AFL-CIO		
<b>6. DECLARATION</b>		
I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.		
By <u></u> Signature of representative or person-making charge	Title <u>Attorney</u>	
Address <u>1300 Kanawha Blvd, E.</u> <u>Charleston, WV 25301</u>	Fax No. <u>(304) 346-1186</u>	Date <u>1/29/2013</u>
	Telephone No. <u>(304) 346-0341</u>	

**WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001) PRIVACY ACT STATEMENT**

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UNITED STATES OF AMERICA

BEFORE THE NATIONAL LABOR RELATIONS BOARD

COBALT COAL CORP. MINING, INC.

Charged Party

and

UNITED MINE WORKERS OF AMERICA

Charging Party

Case 09-CA-096073

**AFFIDAVIT OF SERVICE OF CHARGE AGAINST EMPLOYER**

I, the undersigned employee of the National Labor Relations Board, state under oath that on January 10, 2013, I served the above-entitled document(s) by post-paid regular mail upon the following persons, addressed to them at the following addresses:

MR. MIKE CROWDER  
COBALT COAL CORP. MINING, INC.  
101 BULLDOG LANE  
PREMIER, WV 24878

JANUARY 10, 2013

Date

Evelyn J. Fairbanks, Designated Agent  
of NLRB

Name

  
Signature

FORM NLRB-501

FORM EXEMPT UNDER 44 U.S.C. 3512

UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case 9-CA-096073	Date Filed January 9, 2013

INSTRUCTIONS

File an original and 4 copies of this charge with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT		
a. Name of Employer Cobalt Coal Corp. Mining, Inc.	b. Number of workers employed 22	
c. Address (street, city, state, ZIP code) 101 Bulldog Lane, Premier, West Virginia 24878	d. Employer Representative Mike Crowder	e. Telephone No. 304-436-2390 Fax No. 304-436-5343
f. Type of Establishment (factory, mine, wholesaler, etc.) Coal Mine	g. Identify principal product or service Coal	
h. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (3) of the National Labor Relations Act, and these unfair labor practices are affecting commerce within the meaning of the Act, or these unfair labor practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.		
<p>About November 7, 2012, the Employer, by Daniel Smith, sent employees who were scheduled to work an 8 hour shift home for the day in response to the Union winning the election, including, Bruce Blankenship, Fred Coleman, William Mullins, Danny Smith and Eddie Branch.</p> <p>By the above and other acts, the above-named employer has interfered with, restrained, and coerced employees in the exercise of the rights guaranteed in Section 7 of the Act.</p>		
3. Full Name of party filing charge (if labor organization, give full name, including local name and number) United Mine Workers of America		
4a. Address (street and number, city, state and ZIP code) 1300 Kanawha BLVD., East Charleston, West Virginia 25301	4b. Telephone No. 304-343-0259 Fax No. 304-343-0250	
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization). International Union, United Mine Workers of America, AFL-CIO		
6. DECLARATION		
I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.		
By <u>Charles K. Donnelly</u> Signature of representative or person making charge	<u>Charles K. Donnelly</u>	Title <u>UMWA/CO</u>
Address <u>1300 Kanawha Blvd., E.</u> <u>Charleston, WV. 25301</u>	Fax No. <u>(304) 346-1186</u> Telephone No. <u>(304) 346-0341</u>	Date <u>1/8/2013</u>

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001) PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. §151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.