

APPLICANT: National Coal of Alabama, Inc. **FILE NO.** L-558

F. VIOLATION HISTORY

INSTRUCTIONS: List all violation notices received by the applicant during the 3 year period preceding the date of this application and all unabated cessation orders and unabated violation notices ever received prior to the date of this application by any surface coal mining and reclamation operation owned or controlled by the applicant or by any person who owns or controls the applicant for:

1. Any violation of the federal Surface Mining Control and Reclamation Act, 30 USC 1201 et seq., or federal regulations adopted pursuant thereto, 30 CFR 700 et seq., or any state regulatory program adopted pursuant thereto,
2. Any violation of the Alabama Surface Mining Control and Reclamation Act and regulations adopted pursuant thereto,
3. Any violation of any state or federal law, rule or regulation enacted pursuant to any federal law, rule or regulation pertaining to air or water environmental protection incurred in connection with any surface coal mining operation.

Monday, November 19, 2012

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

P3739

NOTICE OF VIOLATION -- 10LWK013

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION: UNCONTROLLED RUNOFF 10C.13 10D.13**

NOV Number if FTACO:

DATE ISSUED: 5/5/2010 **TERMINATION DATE:** 5/18/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,050.00 **DATE OF PROPOSED ASSESSMENT:** 5/20/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 6/21/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11MLF025

INSPECTOR: MATTHEW FRANKLIN

VIOLATION NUMBER: 1 **TYPE VIOLATION: FAILURE TO MAINTAIN SEDIMENT BASIN 10C.13 10D.13**

NOV Number if FTACO:

DATE ISSUED: 12/15/2011 **TERMINATION DATE:** 1/3/2012 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$0.00 **DATE OF PROPOSED ASSESSMENT:** 1/5/2012

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : NO ASSESSMENT **DATE OF DISPOSITION :** 1/5/2012

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

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NOTICE OF VIOLATION -- 10LWK012

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO PROVIDE ANNUAL RECERTIFICATION OF
IMPOUNDMENT 10C.20 10D.20

NOV Number if FTACO:

DATE ISSUED: 5/5/2010 **TERMINATION DATE:** 7/21/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,350.00 **DATE OF PROPOSED ASSESSMENT:** 5/20/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 6/21/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK031

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MAINTAIN SEDIMENT BASIN 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 8/27/2010 **TERMINATION DATE:** 8/31/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,650.00 **DATE OF PROPOSED ASSESSMENT:** 9/14/2010

FINAL ASSESSMENT AMOUNT : 720 **DATE OF CONFERENCE:** 10/1/2010

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 11/3/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11TLT004

INSPECTOR: THOMAS L TROTTER

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 4/4/2011 **TERMINATION DATE:** 4/6/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$2,100.00 **DATE OF PROPOSED ASSESSMENT:** 4/20/2011

FINAL ASSESSMENT AMOUNT : 1350 **DATE OF CONFERENCE:** 5/24/2011

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 7/25/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11TLT006

INSPECTOR: THOMAS L TROTTER

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO PROVIDE ANNUAL RECERTIFICATION OF
IMPOUNDMENT 10C.20 10D.20

NOV Number if FTACO:

DATE ISSUED: 4/15/2011 **TERMINATION DATE:** 4/15/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$630.00 **DATE OF PROPOSED ASSESSMENT:** 5/3/2011

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 5/31/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 12BWB007

INSPECTOR: BRUCE BUSBY

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO PROVIDE ANNUAL RECERTIFICATION OF
IMPOUNDMENT 10C.20 10D.20

NOV Number if FTACO:

DATE ISSUED: 4/19/2012 **TERMINATION DATE:** 4/27/2012 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$900.00 **DATE OF PROPOSED ASSESSMENT:** 5/9/2012

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 6/1/2012

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

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NOTICE OF VIOLATION -- 10LWK014

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 5/5/2010 **TERMINATION DATE:** 5/6/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,650.00 **DATE OF PROPOSED ASSESSMENT:** 5/20/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 6/21/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK015

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION: UNCONTROLLED RUNOFF 10C.13 10D.13**

NOV Number if FTACO:

DATE ISSUED: 6/3/2010 **TERMINATION DATE:** 6/4/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,800.00 **DATE OF PROPOSED ASSESSMENT:** 6/25/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 7/29/2010

VIOLATION NUMBER: 2 **TYPE VIOLATION: FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13**

NOV Number if FTACO:

DATE ISSUED: 6/3/2010 **TERMINATION DATE:** 6/4/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,800.00 **DATE OF PROPOSED ASSESSMENT:** 6/25/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 7/29/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11LWK005

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO PROVIDE ANNUAL RECERTIFICATION OF
IMPOUNDMENT 10C.20 10D.20

NOV Number if FTACO:

DATE ISSUED: 2/24/2011 **TERMINATION DATE:** 2/25/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$900.00 **DATE OF PROPOSED ASSESSMENT:** 3/11/2011

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 4/18/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 12MLF006

INSPECTOR: MATTHEW FRANKLIN

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO CONSTRUCT OR MAINTAIN DIVERSIONS
PROPERLY. 10C.14 10D.14

NOV Number if FTACO:

DATE ISSUED: 4/9/2012 **TERMINATION DATE:** 4/30/2012 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$720.00 **DATE OF PROPOSED ASSESSMENT:** 4/25/2012

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 5/25/2012

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

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NOTICE OF VIOLATION -- 10RDA010

INSPECTOR: ROBERT ARMES

VIOLATION NUMBER: 1 **TYPE VIOLATION: UNCONTROLLED RUNOFF 10C.13 10D.13**

NOV Number if FTACO:

DATE ISSUED: 6/29/2010 **TERMINATION DATE:** 7/7/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,950.00 **DATE OF PROPOSED ASSESSMENT:** 7/16/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 8/16/2010

3 YEAR VIOLATION REPORT FOR :

NATIONAL COAL OF ALABAMA INC

L: 0558

NOTICE OF VIOLATION -- 11RDA002

INSPECTOR: ROBERT ARMES

VIOLATION NUMBER: 1

TYPE VIOLATION: FAILURE TO PROVIDE ANNUAL RECERTIFICATION OF
IMPOUNDMENT 10C.20 10D.20

NOV Number if FTACO:

DATE ISSUED:

1/18/2011

TERMINATION DATE:

1/19/2011

VACATION DATE:

PROPOSED ASSESSMENT AMOUNT:

\$750.00

DATE OF PROPOSED ASSESSMENT:

2/4/2011

FINAL ASSESSMENT AMOUNT :

DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION

:

PAID

DATE OF DISPOSITION :

2/28/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

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NOTICE OF VIOLATION -- 10LWK006

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION: CONDUCTING MINING ACTIVITIES OUTSIDE OF PERMITTED & BONDED AREA 9A.04**

NOV Number if FTACO:

DATE ISSUED: 3/4/2010 **TERMINATION DATE:** 4/6/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$2,400.00 **DATE OF PROPOSED ASSESSMENT:** 3/22/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 5/3/2010

VIOLATION NUMBER: 2 **TYPE VIOLATION: FAILURE TO MAINTAIN PERIMETER MARKERS 10C.03 10D.03**

NOV Number if FTACO:

DATE ISSUED: 3/4/2010 **TERMINATION DATE:** 4/6/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$750.00 **DATE OF PROPOSED ASSESSMENT:** 3/22/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 5/3/2010

**3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558**

NOTICE OF VIOLATION -- 10LWK018

INSPECTOR: WAYNE KING

**VIOLATION NUMBER: 1 TYPE VIOLATION: FAILURE TO STABILIZE OR REPAIR RILLS AND/OR GULLIES
10C.57 10D.51**

NOV Number if FTACO:

DATE ISSUED: 6/9/2010 TERMINATION DATE: 7/19/2010 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$1,500.00 DATE OF PROPOSED ASSESSMENT: 6/29/2010

FINAL ASSESSMENT AMOUNT : DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID DATE OF DISPOSITION : 8/9/2010

VIOLATION NUMBER: 2 TYPE VIOLATION: FAILURE TO MAINTAIN SEDIMENT BASIN 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 6/9/2010 TERMINATION DATE: 6/23/2010 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$900.00 DATE OF PROPOSED ASSESSMENT: 6/29/2010

FINAL ASSESSMENT AMOUNT : DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID DATE OF DISPOSITION : 8/9/2010

**VIOLATION NUMBER: 3 TYPE VIOLATION: FAILURE TO SEED AND PLANT - 1ST FAVORABLE PLT.
SEASON. 10C.60 10D.54**

NOV Number if FTACO:

DATE ISSUED: 6/9/2010 TERMINATION DATE: 6/28/2010 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$1,500.00 DATE OF PROPOSED ASSESSMENT: 6/29/2010

FINAL ASSESSMENT AMOUNT : DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID DATE OF DISPOSITION : 8/9/2010

VIOLATION NUMBER: 4 TYPE VIOLATION: UNCONTROLLED RUNOFF 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 6/9/2010 TERMINATION DATE: 6/14/2010 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$2,550.00 DATE OF PROPOSED ASSESSMENT: 6/29/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 8/9/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK027

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MAINTAIN BLASTING RECORDS 10C.35 10D.32

NOV Number if FTACO:

DATE ISSUED: 7/7/2010 **TERMINATION DATE:** 7/19/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$900.00 **DATE OF PROPOSED ASSESSMENT:** 7/27/2010

FINAL ASSESSMENT AMOUNT : 660 **DATE OF CONFERENCE:** 8/27/2010

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 10/8/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK036

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO BLAST WITHIN LIMITS OF FORMULA 10C.34
10D.31

NOV Number if FTACO:

DATE ISSUED: 11/4/2010 **TERMINATION DATE:** 11/19/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: **DATE OF PROPOSED ASSESSMENT:**

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : NO ASSESSMENT **DATE OF DISPOSITION :** 11/30/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK037

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO BLAST WITHIN LIMITS OF FORMULA 10C.34
10D.31

NOV Number if FTACO:

DATE ISSUED: 11/24/2010 **TERMINATION DATE:** 12/14/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$2,550.00 **DATE OF PROPOSED ASSESSMENT:** 12/16/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 1/4/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK038

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO BLAST WITHIN LIMITS OF FORMULA 10C.34
10D.31

NOV Number if FTACO:

DATE ISSUED: 11/29/2010 **TERMINATION DATE:** 12/14/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$3,450.00 **DATE OF PROPOSED ASSESSMENT:** 12/29/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : **DATE OF DISPOSITION :**

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK040

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** CONDUCTING MINING OPERATIONS ON AN EXPIRED PERMIT
8B.03

NOV Number if FTACO:

DATE ISSUED: 12/14/2010 **TERMINATION DATE:** 12/15/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,200.00 **DATE OF PROPOSED ASSESSMENT:** 1/12/2011

FINAL ASSESSMENT AMOUNT : 1200 **DATE OF CONFERENCE:** 1/27/2011

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 2/28/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11LWK002

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO BLAST WITHIN LIMITS OF FORMULA 10C.34
10D.31

NOV Number if FTACO:

DATE ISSUED: 1/12/2011 **TERMINATION DATE:** 1/21/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$5,000.00 **DATE OF PROPOSED ASSESSMENT:** 2/1/2011

FINAL ASSESSMENT AMOUNT : 4050 **DATE OF CONFERENCE:** 3/17/2011

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 5/24/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

FINAL ASSESSMENT AMOUNT : 750 **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 1/27/2012

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11TLT003

INSPECTOR: THOMAS L TROTTER

VIOLATION NUMBER: 1 **TYPE VIOLATION: FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13**

NOV Number if FTACO:

DATE ISSUED: 4/4/2011 **TERMINATION DATE:** 4/4/2011 **VACATION DATE:** 4/8/2011

PROPOSED ASSESSMENT AMOUNT: **DATE OF PROPOSED ASSESSMENT:**

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : **DATE OF DISPOSITION :**

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11TLT012

INSPECTOR: THOMAS L TROTTER

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO SEED AND PLANT - 1ST FAVORABLE PLT.
SEASON. 10C.60 10D.54

NOV Number if FTACO:

DATE ISSUED: 7/6/2011 **TERMINATION DATE:** 10/7/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,200.00 **DATE OF PROPOSED ASSESSMENT:** 7/22/2011

FINAL ASSESSMENT AMOUNT : 1200 **DATE OF CONFERENCE:** 8/19/2011

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 10/5/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 12LWK005

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO CONTROL AIRBLAST 10C.34 10D.31

NOV Number if FTACO:

DATE ISSUED: 2/14/2012 **TERMINATION DATE:** 2/17/2012 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$3,000.00 **DATE OF PROPOSED ASSESSMENT:** 3/8/2012

FINAL ASSESSMENT AMOUNT : 2400 **DATE OF CONFERENCE:** 4/3/2012

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 4/19/2012

3 YEAR VIOLATION REPORT FOR :

NATIONAL COAL OF ALABAMA INC

L: 0558

P3886

NOTICE OF VIOLATION -- 10LWK003

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1

TYPE VIOLATION: FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED:

1/19/2010

TERMINATION DATE:

1/29/2010

VACATION DATE:

2/8/2010

PROPOSED ASSESSMENT AMOUNT:

DATE OF PROPOSED ASSESSMENT:

FINAL ASSESSMENT AMOUNT :

DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION

:

NO ASSESSMENT**DATE OF DISPOSITION :**

2/8/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK020

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MAINTAIN BLASTING RECORDS 10C.35 10D.32

NOV Number if FTACO:

DATE ISSUED: 6/14/2010 **TERMINATION DATE:** 6/23/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,650.00 **DATE OF PROPOSED ASSESSMENT:** 7/1/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 8/13/2010

**3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558**

NOTICE OF VIOLATION -- 10LWK030

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION: FAILURE TO BLAST WITHIN PEAK PARTICLE VELOCITY 10C.34
10D.31**

NOV Number if FTACO:

DATE ISSUED: 8/5/2010 **TERMINATION DATE:** **VACATION DATE:** 8/6/2010

PROPOSED ASSESSMENT AMOUNT: **DATE OF PROPOSED ASSESSMENT:**

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:** 9/24/2010

FINAL SETTLEMENT AMOUNT :

DISPOSITION : NO ASSESSMENT **DATE OF DISPOSITION :** 8/6/2010

VIOLATION NUMBER: 2 **TYPE VIOLATION: FAILURE TO BLAST WITHIN LIMITS OF FORMULA 10C.34
10D.31**

NOV Number if FTACO:

DATE ISSUED: 8/5/2010 **TERMINATION DATE:** **VACATION DATE:** 8/10/2010

PROPOSED ASSESSMENT AMOUNT: **DATE OF PROPOSED ASSESSMENT:**

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : NO ASSESSMENT **DATE OF DISPOSITION :** 8/10/2010

VIOLATION NUMBER: 3 **TYPE VIOLATION: FAILURE TO PUBLISH AND/OR DISTRIBUTE BLASTING
SCHEDULE 10C.32**

NOV Number if FTACO:

DATE ISSUED: 8/5/2010 **TERMINATION DATE:** **VACATION DATE:** 8/6/2010

PROPOSED ASSESSMENT AMOUNT: **DATE OF PROPOSED ASSESSMENT:**

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : NO ASSESSMENT **DATE OF DISPOSITION :** 8/6/2010

VIOLATION NUMBER: 4 **TYPE VIOLATION: FAILURE TO MAINTAIN BLASTING RECORDS 10C.35 10D.32**

NOV Number if FTACO:

DATE ISSUED: 8/5/2010 **TERMINATION DATE:** 8/24/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$3,300.00 **DATE OF PROPOSED ASSESSMENT:** 8/24/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

FINAL ASSESSMENT AMOUNT : 1800 **DATE OF CONFERENCE:** 9/24/2010

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 11/29/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11LWK003

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MAINTAIN SEDIMENT BASIN 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 1/24/2011 **TERMINATION DATE:** 1/26/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$660.00 **DATE OF PROPOSED ASSESSMENT:** 2/9/2011

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 2/28/2011

**3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558**

NOTICE OF VIOLATION -- 12LWK001

INSPECTOR: WAYNE KING

**VIOLATION NUMBER: 1 TYPE VIOLATION: FAILURE TO BLAST WITHIN LIMITS OF FORMULA 10C.34
10D.31**

NOV Number if FTACO:

DATE ISSUED: 1/5/2012 TERMINATION DATE: 1/9/2012 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$1,650.00 DATE OF PROPOSED ASSESSMENT: 1/24/2012

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 2/24/2012

**VIOLATION NUMBER: 2 TYPE VIOLATION: CONDUCTING MINING ACTIVITIES OUTSIDE OF PERMITTED &
BONDED AREA 9A.04**

NOV Number if FTACO:

DATE ISSUED: 1/5/2012 TERMINATION DATE: 2/3/2012 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$900.00 DATE OF PROPOSED ASSESSMENT: 1/24/2012

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 2/24/2012

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK017

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO SEED AND PLANT - 1ST FAVORABLE PLT.
SEASON. 10C.60 10D.54

NOV Number if FTACO:

DATE ISSUED: 6/8/2010 **TERMINATION DATE:** 7/2/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,350.00 **DATE OF PROPOSED ASSESSMENT:** 6/25/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 8/13/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 12BWB012

INSPECTOR: BRUCE BUSBY

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO BLAST WITHIN PEAK PARTICLE VELOCITY 10C.34
10D.31

NOV Number if FTACO:

DATE ISSUED: 8/6/2012 **TERMINATION DATE:** 8/6/2012 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,200.00 **DATE OF PROPOSED ASSESSMENT:** 8/28/2012

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 9/10/2012

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 12MLF009

INSPECTOR: MATTHEW FRANKLIN

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO SEED AND PLANT - 1ST FAVORABLE PLT.
SEASON. 10C.60 10D.54

NOV Number if FTACO:

DATE ISSUED: 6/7/2012 **TERMINATION DATE:** 8/30/2012 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$900.00 **DATE OF PROPOSED ASSESSMENT:** 6/26/2012

FINAL ASSESSMENT AMOUNT : 720 **DATE OF CONFERENCE:** 7/18/2012

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 8/30/2012

3 YEAR VIOLATION REPORT FOR :

NATIONAL COAL OF ALABAMA INC

L: 0558

P3897

NOTICE OF VIOLATION -- 10LWK021

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1

**TYPE VIOLATION: FAILURE TO SEED AND PLANT - 1ST FAVORABLE PLT.
SEASON. 10C.60 10D.54**

NOV Number if FTACO:

DATE ISSUED: 6/15/2010 TERMINATION DATE: 9/13/2010 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$1,200.00 DATE OF PROPOSED ASSESSMENT: 6/30/2010

FINAL ASSESSMENT AMOUNT : DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID DATE OF DISPOSITION : 8/9/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK035

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MAINTAIN BLASTING RECORDS 10C.35 10D.32

NOV Number if FTACO:

DATE ISSUED: 10/29/2010 **TERMINATION DATE:** 11/3/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,650.00 **DATE OF PROPOSED ASSESSMENT:** 11/18/2010

FINAL ASSESSMENT AMOUNT : 1650 **DATE OF CONFERENCE:** 1/27/2011

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 2/25/2011

P3899

NOTICE OF VIOLATION -- 10LWK001

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 TYPE VIOLATION: FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 1/18/2010 TERMINATION DATE: 1/29/2010 VACATION DATE: 2/8/2010

PROPOSED ASSESSMENT AMOUNT: \$0.00 DATE OF PROPOSED ASSESSMENT: 2/10/2010

FINAL ASSESSMENT AMOUNT : DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION : NO ASSESSMENT DATE OF DISPOSITION : 2/10/2010

VIOLATION NUMBER: 2 TYPE VIOLATION: FAILURE OF THE OPERATOR TO FOLLOW THE OPERATION'S PLAN. REG. 8F

NOV Number if FTACO:

DATE ISSUED: 1/18/2010 TERMINATION DATE: 1/29/2010 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$750.00 DATE OF PROPOSED ASSESSMENT: 2/10/2010

FINAL ASSESSMENT AMOUNT : DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID DATE OF DISPOSITION : 4/1/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK008

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MAINTAIN PERIMETER MARKERS 10C.03 10D.03

NOV Number if FTACO:

DATE ISSUED: 4/7/2010 **TERMINATION DATE:** 5/3/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,200.00 **DATE OF PROPOSED ASSESSMENT:** 4/22/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 7/6/2010

3 YEAR VIOLATION REPORT FOR :

NATIONAL COAL OF ALABAMA INC

L: 0558

NOTICE OF VIOLATION -- 10LWK011

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1

TYPE VIOLATION: FAILURE TO PROVIDE BOND ON ALL DISTURBED ACREAGE.
REG. 9A.04

NOV Number if FTACO:

DATE ISSUED:

4/20/2010

TERMINATION DATE:

4/26/2010

VACATION DATE:

PROPOSED ASSESSMENT AMOUNT:

\$2,700.00

DATE OF PROPOSED ASSESSMENT:

5/6/2010

FINAL ASSESSMENT AMOUNT

:

2700

DATE OF CONFERENCE:

5/27/2010

FINAL SETTLEMENT AMOUNT

:

DISPOSITION

:

PAID

DATE OF DISPOSITION :

7/6/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK026

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO SEED AND PLANT - 1ST FAVORABLE PLT.
SEASON. 10C.60 10D.54

NOV Number if FTACO:

DATE ISSUED: 6/18/2010 **TERMINATION DATE:** 10/14/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,650.00 **DATE OF PROPOSED ASSESSMENT:** 7/13/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 9/10/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 10LWK028

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO CONSTRUCT SEDIMENT BASIN TO APPROVED DESIGN PLAN 10C.20

NOV Number if FTACO:

DATE ISSUED: 7/26/2010 **TERMINATION DATE:** 8/6/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$2,100.00 **DATE OF PROPOSED ASSESSMENT:** 8/11/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 9/14/2010

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11LWK008

INSPECTOR: WAYNE KING

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO CONTROL AIRBLAST 10C.34 10D.31

NOV Number if FTACO:

DATE ISSUED: 3/7/2011 **TERMINATION DATE:** 3/10/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,500.00 **DATE OF PROPOSED ASSESSMENT:** 3/23/2011

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 3/25/2011

**3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558**

NOTICE OF VIOLATION -- 11MLF016

INSPECTOR: MATTHEW FRANKLIN

VIOLATION NUMBER: 1 TYPE VIOLATION: OTHER BLASTING

NOV Number if FTACO:

DATE ISSUED: 8/23/2011 **TERMINATION DATE:** 9/26/2011 **VACATION DATE:**
PROPOSED ASSESSMENT AMOUNT: \$900.00 **DATE OF PROPOSED ASSESSMENT:** 9/20/2011
FINAL ASSESSMENT AMOUNT : 660 **DATE OF CONFERENCE:** 10/21/2011
FINAL SETTLEMENT AMOUNT :
DISPOSITION : PAID **DATE OF DISPOSITION :** 12/19/2011

VIOLATION NUMBER: 2 TYPE VIOLATION: FAILURE TO BUILD BASINS 10C.17 10D.17

NOV Number if FTACO:

DATE ISSUED: 8/23/2011 **TERMINATION DATE:** 9/26/2011 **VACATION DATE:**
PROPOSED ASSESSMENT AMOUNT: \$900.00 **DATE OF PROPOSED ASSESSMENT:** 9/20/2011
FINAL ASSESSMENT AMOUNT : 600 **DATE OF CONFERENCE:**
FINAL SETTLEMENT AMOUNT :
DISPOSITION : PAID **DATE OF DISPOSITION :** 12/19/2011

VIOLATION NUMBER: 3 TYPE VIOLATION: UNCONTROLLED RUNOFF 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 8/23/2011 **TERMINATION DATE:** 9/26/2011 **VACATION DATE:**
PROPOSED ASSESSMENT AMOUNT: \$900.00 **DATE OF PROPOSED ASSESSMENT:** 9/20/2011
FINAL ASSESSMENT AMOUNT : 900 **DATE OF CONFERENCE:**
FINAL SETTLEMENT AMOUNT :
DISPOSITION : PAID **DATE OF DISPOSITION :** 12/19/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

NOTICE OF VIOLATION -- 11TLT008

INSPECTOR: THOMAS L TROTTER

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 5/11/2011 **TERMINATION DATE:** 5/11/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,950.00 **DATE OF PROPOSED ASSESSMENT:** 6/2/2011

FINAL ASSESSMENT AMOUNT : 1200 **DATE OF CONFERENCE:** 6/17/2011

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 7/25/2011

3 YEAR VIOLATION REPORT FOR :

NATIONAL COAL OF ALABAMA INC

L: 0558

NOTICE OF VIOLATION -- 12MLF011

INSPECTOR: MATTHEW FRANKLIN

VIOLATION NUMBER: 1

TYPE VIOLATION: FAILURE TO STABILIZE OR REPAIR RILLS AND/OR GULLIES
10C.57 10D.51

NOV Number if FTACO:

DATE ISSUED: 6/20/2012 **TERMINATION DATE:** 7/17/2012 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$750.00 **DATE OF PROPOSED ASSESSMENT:** 7/6/2012

FINAL ASSESSMENT AMOUNT : 630 **DATE OF CONFERENCE:** 7/18/2012

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 8/30/2012

VIOLATION NUMBER: 2

TYPE VIOLATION: FAILURE TO CONSTRUCT OR MAINTAIN DIVERSIONS
PROPERLY. 10C.14 10D.14

NOV Number if FTACO:

DATE ISSUED: 6/20/2012 **TERMINATION DATE:** 7/17/2012 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$720.00 **DATE OF PROPOSED ASSESSMENT:** 7/6/2012

FINAL ASSESSMENT AMOUNT : 600 **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 8/30/2012

**3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558**

P3900

NOTICE OF VIOLATION -- 11TLT005

INSPECTOR: THOMAS L TROTTER

VIOLATION NUMBER: 1 TYPE VIOLATION: FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 4/4/2011 **TERMINATION DATE:** 4/6/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,800.00 **DATE OF PROPOSED ASSESSMENT:** 4/20/2011

FINAL ASSESSMENT AMOUNT : 1050 **DATE OF CONFERENCE:** 5/24/2011

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 7/25/2011

**VIOLATION NUMBER: 2 TYPE VIOLATION: FAILURE TO STABILIZE OR REPAIR RILLS AND/OR GULLIES
10C.57 10D.51**

NOV Number if FTACO:

DATE ISSUED: 4/4/2011 **TERMINATION DATE:** 6/3/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,200.00 **DATE OF PROPOSED ASSESSMENT:** 4/20/2011

FINAL ASSESSMENT AMOUNT : 750 **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 7/25/2011

3 YEAR VIOLATION REPORT FOR : NATIONAL COAL OF ALABAMA INC
L: 0558

P3936

NOTICE OF VIOLATION -- 10RDA013

INSPECTOR: ROBERT ARMES

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO PUBLISH AND/OR DISTRIBUTE BLASTING SCHEDULE 10C.32

NOV Number if FTACO:

DATE ISSUED: 8/10/2010 **TERMINATION DATE:** 8/11/2010 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$720.00 **DATE OF PROPOSED ASSESSMENT:** 8/31/2010

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 10/8/2010

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
3 YEAR VIOLATION HISTORY**

NATIONAL COAL OF ALABAMA, INC.

L. MASSEY AL0071421

5-DAY REPORT
DATE: 11/4/2009
OUTFALL: 012
TYPE: TOTAL IRON
ACTION: TRAP AND REMOVE BEAVERS

5-DAY REPORT
DATE: 4/9/2010
OUTFALL: 012
TYPE: TSS, TOTAL IRON
ACTION: TRAP AND REMOVE BEAVERS

5-DAY REPORT
DATE: 1/6/2011
OUTFALL: 012
TYPE: TOTAL IRON, TSS
ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

CRESCENT VALLEY AL0078751

5-DAY REPORT
DATE: 1/19/2010
OUTFALL: 002
TYPE: TSS
ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION, INSTALL CHECK DAMS IN DRAINAGE DITCHES.

5-DAY REPORT
DATE: 2/2/2010
OUTFALL: 002
TYPE: TOTAL IRON
ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

CRESCENT VALLEY AL0078751 CONT.

5-DAY REPORT

DATE: 3/2/2010

OUTFALL: 002

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 3/16/2010

OUTFALL: 002

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 5/5/2010

OUTFALL: 002

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 12/3/2010

OUTFALL: 002

TYPE: TSS, TOTAL IRON

ACTION: TREAT BASIN TO REMOVE SUSPENDED SOLIDS AND IRON. VERIFY EROSION CONTROLS ARE IN GOOD PLACE AND IN GOOD CONDITION.

HICKORY GROVE NORTHWEST AL0052787

5-DAY REPORT

DATE: 11/10/2009

OUTFALL: 083

TYPE: TSS

ACTION: REPAIR WASHES IN RECLAMATION, INSTALL CHECK DAMS IN DRAINAGE DITCHES

5-DAY REPORT

DATE: 11/10/2009

OUTFALL: 081

TYPE: TSS

ACTION: REPAIR WASHES IN RECLAMATION, INSTALL CHECK DAMS IN DIVERSION DITCHES

5-DAY REPORT

DATE: 11/10/2009

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES IN RECLAMATION, INSTALL CHECK DAMS IN DRAINAGE DITCHES

HICKORY GROVE NORTHWEST AL0052787 CONT.

5-DAY REPORT

DATE: 12/8/2009

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES IN RECLAMATION, INSTALL CHECK DAMS IN DRAINAGE DITCHES

5-DAY REPORT

DATE: 12/22/2009

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD ORDER.

5-DAY REPORT

DATE: 12/22/2009

OUTFALL: 081

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD ORDER.

5-DAY REPORT

DATE: 1/27/2010

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 2/24/2010

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDTION.

5-DAY REPORT

DATE: 3/13/2010

OUTFALL: 083

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDTION.

5-DAY REPORT

DATE: 3/13/2010

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDTION.

5-DAY REPORT

DATE: 3/13/2010

OUTFALL: 081

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDTION.

HICKORY GROVE NORTHWEST AL0052787 CONT.

5-DAY REPORT

DATE: 4/28/2010

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITON.

5-DAY REPORT

DATE: 01/31/2011

OUTFALL: 083

TYPE: TSS

ACTION: Repair washes, verify that erosion control devices are in place and in good condition.

5-DAY REPORT

DATE: 01/31/2011

OUTFALL: 081

TYPE: Total Iron

ACTION: Repair washes, verify that erosion control devices are in place and in good condition.

HICKORY GROVE NORTH AL0074934

5-DAY REPORT

DATE: 10/27/2009

OUTFALL: 007

TYPE: TSS

ACTION: REPAIR WASHES, INSTALL CHECK DAMS IN DRAINAGE DITCHES

5-DAY REPORT

DATE: 10/27/2009

OUTFALL: 033

TYPE: TSS

ACTION: REPAIR WASHES, INSTALL CHECK DAMS IN DRAINAGE DITCHES

5-DAY REPORT

DATE: 11/10/2009

OUTFALL: 008

TYPE: TSS

ACTION: REPAIR WASHES AND EROSION CONTROL DEVICES, INSTALL CHECK DAMS IN DRAINAGE DITCHES.

5-DAY REPORT

DATE: 11/10/2009

OUTFALL: 006

TYPE: TSS

ACTION: REPAIR WASHES, INSTALL CHECK DAMS IN DRAINAGE DITCHES

HICKORY GROVE NORTH AL0074934 CONT.

5-DAY REPORT

DATE: 12/22/2009

OUTFALL: 033

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/27/2010

OUTFALL: 036

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/27/2010

OUTFALL: 033

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/27/2010

OUTFALL: 009

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 3/13/2010

OUTFALL: 036

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 3/13/2010

OUTFALL: 033

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 4/28/2010

OUTFALL: 009

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITON.

HICKORY GROVE NORTH AL0074934 CONT.

5-DAY REPORT

DATE: 4/28/2010

OUTFALL: 031

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 4/28/2010

OUTFALL: 033

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 4/28/2010

OUTFALL: 036

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 5/12/2010

OUTFALL: 031

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

5-DAY REPORT

DATE: 5/12/2010

OUTFALL: 033

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION.

CONSENT ORDER

DATE: 10/06/2010

TYPE: FAILURE TO SUBMIT MONITORING RESULTS FOR THE FLOW APARAMETER ON THE DMR'S FOR THE JANUARY 2009 AND NOVEMBER 2009 MONITORING PERIODS.

5-DAY REPORT

DATE: 12/22/2010

OUTFALL: 007

TYPE: TSS

ACTION: Repair washes, verify that erosion control devices are in place and in good condition.

5-DAY REPORT

DATE: 01/31/2011

OUTFALL: 009

TYPE: Total Iron

ACTION: Repair washes, verify that erosion control devices are in place and in good condition.

DAVIS CREEK AL0077127

5-DAY REPORT

DATE: 12/2/2009

OUTFALL: 034

TYPE: TSS, TOTAL IRON

ACTION: VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION. INSTALL CHECK DAMS IN DRAINAGE DITCHES.

5-DAY REPORT

DATE: 12/2/2009

OUTFALL: 033

TYPE: TSS, TOTAL IRON

ACTION: VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION. INSTALL CHECK DAMS IN DRAINAGE DITCHES.

5-DAY REPORT

DATE: 6/18/2010

OUTFALL: 034

TYPE: TSS

ACTION: VERIFY EROSION CONTROL DEVICES ARE IN GOOD CONDITION. INSTALL CHECK DAMS IN DRAINAGE DITCHES.

CONSENT ORDER

DATE: 10/06/2010

TYPE: FAILURE TO SUBMIT A NPDES RENEWAL APPLICATION WITHIN 180 DAYS OF THE EXPIRATION DATE.

CONSENT ORDER

DATE: 10/06/2010

TYPE: FAILURE TO DISPLAY THE FACILITY'S IDENTIFICATION, FAILURE TO PROPERLY IMPLEMENT THE SPCC PLAN AND FAILURE TO RETAIN ALL RECORDS AT THE FACILITY.

5-DAY REPORT

DATE: 12/2/2010

OUTFALL: 033

TYPE: MN, TOTAL IRON

ACTION: Treat basin to reduce metals levels. Verify erosion control devices are in place and in good condition.

5-DAY REPORT

DATE: 03/1/2011

OUTFALL: 033

TYPE: TOTAL IRON

ACTION: Treat basin to reduce metals levels. Verify erosion control devices are in place and in good condition.

POPLAR SPRINGS AL0077348

5-DAY REPORT

DATE: 12/14/2009

OUTFALL: 113

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD REPAIR.

5-DAY REPORT

DATE: 12/14/2009

OUTFALL: 005

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, INSTALL CHECK DAMS IN DRAINAGE DITCHES

5-DAY REPORT

DATE: 12/14/2009

OUTFALL: 018

TYPE: TSS

ACTION: REPAIR WASHES, INSTALL CHECK DAMS IN DRAINAGE DITCHES

5-DAY REPORT

DATE: 1/25/2010

OUTFALL: 005

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/25/2010

OUTFALL: 001

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/25/2010

OUTFALL: 114

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD REPAIR.

5-DAY REPORT

DATE: 1/25/2010

OUTFALL: 100

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

POPLAR SPRINGS AL0077348 CONT.

5-DAY REPORT

DATE: 1/25/2010

OUTFALL: 018

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/25/2010

OUTFALL: 014

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 2/9/2010

OUTFALL: 014

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 2/9/2010

OUTFALL: 150

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD REPAIR.

5-DAY REPORT

DATE: 2/25/2010

OUTFALL: 108

TYPE: pH

ACTION: MONITOR pH TO DETERMINE IF ALKALINE DISCHARGE CONTINUES.

5-DAY REPORT

DATE: 4/24/2010

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 4/24/2010

OUTFALL: 099

TYPE: TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

POPLAR SPRINGS AL0077348 CONT.

5-DAY REPORT

DATE: 4/24/2010

OUTFALL: 001

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 5/10/2010

OUTFALL: 014

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 5/13/2010

OUTFALL: 082

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

CONSENT ORDER

DATE: 10/06/2010

TYPE: FAILURE TO PROVIDE ADEQUATE CONTAINMENT FOR PETROLEUM PRODUCTS AND OTHER POLLUTANTS.

5-DAY REPORT

DATE: 12/09/2010

OUTFALL: 099

TYPE: TOTAL IRON

ACTION: Repair washes, Verify that erosion control devices are in place and in good condition.

5-DAY REPORT

DATE: 12/09/2010

OUTFALL: 108

TYPE: TOTAL IRON, TSS

ACTION: Repair washes, Verify that erosion control devices are in place and in good condition.

5-DAY REPORT

DATE: 12/09/2010

OUTFALL: 003

TYPE: TOTAL IRON, TSS

ACTION: Repair washes, Verify that erosion control devices are in place and in good condition.

POPLAR SPRINGS AL0077348 CONT.

5-DAY REPORT

DATE: 1/12/2011

OUTFALL: 113

TYPE: TOTAL IRON

ACTION: Repair washes, Verify that erosion control devices are in place and in good condition.

5-DAY REPORT

DATE: 1/24/2011

OUTFALL: 014

TYPE: TOTAL IRON

ACTION: Repair washes, Verify that erosion control devices are in place and in good condition.

5-DAY REPORT

DATE: 4/26/2011

OUTFALL: 020

TYPE: TOTAL IRON, TSS

ACTION: Repair washes, Verify that erosion control devices are in place and in good condition.

L. MASSEY WEST AL0075850

5-DAY REPORT

DATE: 11/4/2009

OUTFALL: 005

TYPE: TSS

ACTION: REPAIR WASHES AND EROSION CONTROL DEVICES, INSTALL CHECK DAMS IN DRAINAGE DITCHES.

5-DAY REPORT

DATE: 11/18/2009

OUTFALL: 010

TYPE: TSS

ACTION: REPAIR WASHES AND EROSION CONTROL DEVICES, INSTALL CHECK DAMS IN DRAINAGE DITCHES.

5-DAY REPORT

DATE: 12/16/2009

OUTFALL: 005

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD ORDER.

5-DAY REPORT

DATE: 1/21/2010

OUTFALL: 005

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD ORDER.

L. MASSEY WEST AL0075850 CONT.

5-DAY REPORT

DATE: 1/21/2010

OUTFALL: 004

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD ORDER.

5-DAY REPORT

DATE: 1/22/2010

OUTFALL: 010

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/22/2010

OUTFALL: 009

TYPE: TSS, TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 5/7/2010

OUTFALL: 005

TYPE: TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD ORDER.

5-DAY REPORT

DATE: 5/7/2010

OUTFALL: 022

TYPE: pH

ACTION: MONITOR pH OF BASIN TO DETERMINE IF pH RETURNS BELOW 9.0.

5-DAY REPORT

DATE: 5/20/2010

OUTFALL: 012

TYPE: TSS

ACTION: TRAP OR REMOVE BEAVERS.

5-DAY REPORT

DATE: 8/17/2010

OUTFALL: 010

TYPE: TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

L. MASSEY WEST AL0075850 CONT.

DATE: 8/17/2010

OUTFALL: 010

TYPE: TOTAL IRON, TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

CONSENT ORDER

DATE: 10/06/2010

TYPE: FAILURE TO PROVIDE ADEQUATE CONTAINMENT FOR A 5000 GALLON FUEL TANK.

5-DAY REPORT

DATE: 11/2/2010

OUTFALL: 010

TYPE: TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/21/2011

OUTFALL: 019

TYPE: TOTAL IRON

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 3/23/2011

OUTFALL: 020

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

BUTTAHATCHEE EAST AL0078271

5-DAY REPORT

DATE: 8/19/2010

OUTFALL: 013

TYPE: TOTAL IRON, TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 8/19/2010

OUTFALL: 009

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

5-DAY REPORT

DATE: 1/10/2012

OUTFALL: 017

TYPE: TSS

ACTION: REPAIR WASHES, VERIFY EROSION CONTROL DEVICES ARE IN PLACE AND IN GOOD CONDITION.

ALL PERMITS

CONSENT ORDER NO. 11-003-CWP

DATE: 10/06/2010

TYPE: DISCHARGING POLLUTANTS INTO WATERS OF THE STATE IN VIOLATION OF THE DISCHARGE LIMITATIONS ESTABLISHED IN THE PERMITS. ALL PENALTIES HAVE BEEN PAID AND VIOLATIONS HAVE BEEN ADDRESSED.