



State of West Virginia
Joe Manchin III, Governor

WV Office of Miners' Health, Safety & Training
Ronald L. Wooten, Director
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July 12, 2007

Modern Mine Safety Supply, LLC
P. O. Box 480
Huntington, UT 84528

Subject: Approval of the *Emergency Refuge Shelter*[™] under WV Legislative Rule Title 56, Series 4 Governing Protective Clothing and Equipment

Sirs:

After the evaluation of the documentation submitted regarding your request for modifications to your approval the WV Office of Miner's Health Safety and Training approves your request to acknowledge your receiving the MSHA approval of the electrical equipment associated with carbon dioxide scrubbing of the already approved Modern Mine Safety Supply's *Emergency Refuge Shelter*[™] for use in meeting the Emergency Shelters/Chambers requirements outlined in the West Virginia Legislative Rule Governing Protective Clothing And Equipment, §56-4-8.

The *Emergency Refuge Shelter*[™] is hereby approved with carbon dioxide scrubber option for application in underground mines for use with units built and provisioned as designed and providing a minimum of 96 hours life support.

Modern Mine Safety Supply shall, upon request, provide this office with verification of valid orders, delivery dates, and status of delivery as required for this office to enforce §56-4-8.

Any changes required or enhancements to the approved design affecting the ability to meet any provision of §56-4-8 shall require approval of this Office prior to any affected *Emergency Refuge Shelter*[™] being placed into operation.

Sincerely,

A handwritten signature in black ink, appearing to read "Ronald Wooten".

Ronald Wooten, Director
Office of Miners' Health and Safety