

10/10/12

Your Honor

I have worked for Eastern Associated Coal and Leaky Coal for approximately 21 years. I am deeply concerned about my pension and medical Card benefits that I worked for.

I am asking you to have a change of venue in filing our case and having it filed in Charleston, W. Virginia.

Here is where we all mined the coal and people in New York would have the understanding of how the coal mines operates.

What we miners have dedicated our working life to these companies that have promised us in our contracts in our Contracts it is stated for life Benefits also for widows was included!

My illness and health is in very poor condition. With out my health card and Pension Check I would not be able to

2. get the medical care I need.

I have to take approximately 10 pills daily. I have had open heart surgery and they had to place a balloon or screen in my right leg to stop blood clots and break them up. That surgery alone was over \$100,000.00.

I've had seven inches of my colon removed and repair surgery had to be completed.

I have had lung surgery due to cancer; part of my right top half of lung taken off. I have to go to Charleston W.V. every two weeks to have a proton (Blood test) to check my blood to see if I have to increase my Coumadin. It's 40 miles one way to the doctor. I could not afford to go to the doctor if I lose my pension. It takes \$100.00 to fill up for gas the way gas costs.

I have Black Lung also.

If you rule in their favor, I will lose my pension check and health card which I was promised.

Peabody Coal created 2 mine so they would fall in order to file this Baurupsy case.

② Knowing it would fail-in order
to try to beat paying us.

Please your Honor consider if this
were happening in your family.

If it were your father or brother
this was happening too. How would
you feel. We cannot allow this to
happen. I am praying your Honor
that you will make the right decision
and not allow the Company to do
this to us.

With Respect and Prayers
Velin H. Burgess
A West Virginia Coal Miner.
May God Bless You