



March 6 2013

Your Honor;

I was not going to write you but the events of the last month with my Company and the irresponsible manner when they spend their money I feel I have to.

My name is William D. Miller An Army Veteran who came home to visit his father with the intention of returning to the service. My father was involved in a mining accident at Eastern Assoc Coal Co. Instead of returning to service I stayed home to help him with the farm.

I got a job, which at the time no one else wanted, treating Acid mine water for Eastern Assoc Coal Co. I required hand feeding dusty lime into running water. I worked 4 to midnite 7 days a week

A year later working that shift I was caught in a lime fall from a feed silo. I ingested lime, It covered my body, I was working alone, couldnt breathe or see. There was no phone or radio at the site. I crawled my way to water to flush my eyes so I could see. I drove to the nearest place to get help which was my parents house were I lived at the time. Woke my family they drove me to the hospital. Luck had it that my eyes were not damaged but my throat + lungs took years to heal. But I kept working

Then in 1978 the mine closed, on a fri. O'n Monday I found out that the Company kept me on to treat the water. When they closed we were in the process of building a whole new treatment system. I was put in charge and finished the project. This was a dust free plant treating 6-10 million gallons of water a day.

I was promised that if I completed this with success I would manage as a career. Didn't happen Eastern Brought in a Managing Company I stayed on as a worker. Company promise unfulfilled.

As a worker and day to day manager they have not had a EPA or Dep violation to this day.

At that time and present I belong to the U M W A till 5 years ago (the separtion from Peabody) still do but my co worker is a no union employee in violation of the national agreement. I tried to fight this but was told (quote) You should be lucky you have a job.

Prior to this time for 35 years we only had 2 injuries on site in the last year I have been injured 4 times after years (42) of promises that my pension, health care would be there. My back is injured verber and my leg has a permanent limp

I figure I have saved Eastern Millions of dollars over the years through my effectiveness of running the plant. They have not paid any violations fines. I showed them was of being cheaper and kept their permits intated

Yet they want to take away my pension, my survivors pension for my wife also this is hard to take as a second time around

Eight years ago my wife (a nurse) hospital closed. she lost her pension and health care. she now worked only part time. she is a OB nurse and years of leaving patients has 3 disc that need fixed. she doesnt have a pension at the new hospital cause is only part time.

After years as part of of class action lawsuit we gained a small settlement I invested it then in the Bank failure we lost 50 of that

I and currently 44 years of age. Only months from retirement, I want to know how you would feel after a a life time of work injury and pain. Working in fridge cold & summer heat (outside work) for 42 years the company says not a penny toward your pension

Basically thats what Patriot Coal, Peabody Coal, Eastern assoc Coal, Eastern Coal, Eastern Gas + fuel Assoc says these are the names on only one company

I have worked for. One site one
job but so many faces

I am Sir William O'Malley (Knighthood)
An Army Captain, a union member
and a U.S. Citizen who is in the
process of setting _____

Thank you
William O'Malley

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THE HONORABLE KATHY A. SURRATT-STATES
RE: CASE NO. 12-51502
THOMAS F. EAGLETON U.S. COURTHOUSE
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