

October 1<sup>st</sup> 2012

Paul W. and Jalena C. Eubank  
2389 Strouds Creek Rd.  
Tioga W.Va. 26691

To the Honorable Shelly C. Chapman  
One Bowling Green  
Courtroom 621  
New York, New York 10004-1408

First let me tell you a little about myself and family, I am a retiree of Patriot Coal, I retired in January 12<sup>th</sup> 2009, under personal circumstances, with 26 years of United Mine Workers of America, as a dues paying member, and a signed contract with Patriot Coal, providing my Family and I with the necessary Health Care protection, and retiree benefits.

My Father-in law passed away December 23<sup>rd</sup> 2008 and my Wife and Daughter moved back to her home of birth to take care of her ailing Mother. My Daughter finished high school and graduated and now is attending college. Now I may remind you that under the Obama Care Plan My Daughter will be provided with insurance until she is 26 years of age, she is now 19, attending full time college and not having the time to work, so she can't afford her own insurance.

My wife Jalena is unable to work because of back and neck injuries she acquired in an automobile wreck that a 16 year old girl rear ended her vehicle just a few years ago, with not enough insurance coverage that the young girl had, but was not enough to cover all of my wife's medical expense, what money she received went to pay her medical bills.

My wife lives with severe pain daily taking prescription medication, as follows---loratab 10, norflex 100 mg, vitamin d-2, trazodone 100 mg prevacid 30 mg zyrtec 10, fenofibrate 160 mg we pay \$5.00 co pay, \$12.00 co- pay for doctor appointment. By the way she is 50 years of age.

Now for me, I also receive prescribed medication, Benicar 40mg, celebrex 400mg, lipitor 10 mg and lansoprazole 30mg. I receive \$1,337.00 monthly in U.M.W.A. retirement funds. I am working a job, non-coal related @ \$12.40 an hour and work depends largely on the weather, I drive a concrete truck for Boxley Materials of Roan oak Va. But my job is n Beckley West Virginia.

I am 60 plus years of age, and yes I can retire in a couple of years with social security, and get medicare, but what about my Wife and Daughter? I am the sole provider of our household and with the expense of working away from home and paying the monthly bills that come due, and everyday household expense there is no way that I can afford Health Insurance, let alone the medication that we have to have!

Patriot Coal signed a contract with the B.C.O.C. and the U.M.W.A promising that they would take care of their employee's and their retirees, who have worked and made profits for the CEO'S and their investors. Please consider the retirees that are unable to work, and provide the necessary health care that they and My family deserve.

Sincerely Yours Paul W. and Jalena C Eubank

*Paul W. Eubank*  
*Jalena C. Eubank*

