

01-29-2004

Form PTO-1594 (Rev. 03/01) 1/28/04
OMB No. 0651-0027 (exp. 5/31/2002)
Tab settings



102622364

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

A.T. Massey Coal Company, Inc.

- Individual(s)
- General Partnership
- Corporation-State
- Other VA
- Association
- Limited Partnership

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)

Name: The CIT Group/Business Credit, Inc., as Collateral Agent

Internal

Address:

Street Address: 1211 Avenue of the Americas

City: New York State: NY Zip: 10036

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State DE
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: 1/20/04

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2614626;

2607161; 2607159

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Kristin Brozovic

Internal Address:

01/29/2004 DBYRNE 00000174 2614626

01 FC:8521 40.00 OP
02 FC:8522 50.00 OP

Street Address: Latham & Watkins Illinois LLC

233 S. Wacker Drive, Suite 5800

City: Chicago State: IL Zip: 60606

6. Total number of applications and registrations involved:

3

7. Total fee (37 CFR 3.41).....\$ 90.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

01/29/2004 DBYRNE 00000175 2614626

01 FC:8523 Kristin Brozovic 120.00 OP

Name of Person Signing

Kristin Brozovic
Signature

1/26/04

Date

Total number of pages including cover sheet, attachments, and document:

120

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

TRADEMARK
REEL: 002786 FRAME: 0402

TRADEMARK SECURITY AGREEMENT

TRADEMARK SECURITY AGREEMENT, dated as of January 20, 2004, by A.T. Massey Coal Company, Inc., a Virginia corporation ("Grantor"), in favor of The CIT Group/Business Credit, Inc., in its capacity as Collateral Agent for the Secured Parties. All capitalized terms used but not otherwise defined herein have the meanings given to them in the Security Agreement (as defined below).

WITNESSETH:

WHEREAS, pursuant to that certain Credit Agreement dated as of the date hereof (including all annexes, exhibits or schedules thereto, and as from time to time amended, restated, supplemented, or otherwise modified, the "Credit Agreement") by and among the Persons named therein as Borrowers, the Persons named therein as Guarantors, the Persons signatory thereto from time to time as Lenders, UBS Securities LLC, as Arranger, The CIT Group/Business Credit, Inc., as Collateral Agent (the "Collateral Agent"), UBS Loan Finance LLC, as Swingline Lender, and UBS, AG, Stamford Branch, as Issuing Bank and Administrative Agent (the "Administrative Agent"), Lenders have agreed to make the Loans and the Issuing Bank has agreed to issue Letters of Credit for the benefit of Borrower and guaranteed by Grantor;

WHEREAS, the Administrative Agent, the Collateral Agent and Lenders are willing to make the Loans and the Issuing Bank is willing to issue Letters of Credit as provided for in the Credit Agreement, but only upon the condition, among others, that Grantor shall have executed and delivered to Collateral Agent, for the benefit of the Secured Parties, that certain Security Agreement dated as of the date herewith (including all annexes, exhibits or schedules thereto, as from time to time amended, restated, supplemented or otherwise modified, the "Security Agreement");

WHEREAS, pursuant to the Security Agreement, Grantor authorized the Collateral Agent to file filings with the United States Patent and Trademark Office or United States Copyright Office (or any successor office or any similar office in any other country) or other documents for the purpose of perfecting, confirming, continuing, enforcing or protecting the security interest granted by Grantor thereunder, without the signature of Grantor, naming Grantor, as debtor, and the Collateral Agent, as secured party;

NOW, THEREFORE, in consideration of the premises and mutual covenants herein contained and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor hereby agrees as follows:

DEFINED TERMS. "Trademark License" means rights under any written agreement now owned or hereafter acquired by Grantor granting any right to use any Trademark.

2. GRANT OF SECURITY INTEREST IN TRADEMARK COLLATERAL.

Grantor hereby grants to Collateral Agent, on behalf of the Secured Parties, a continuing first priority security interest in all of Grantor's right, title and interest in, to and under the following, whether presently existing or hereafter created or acquired (collectively, the "Trademark

Collateral”), except to the extent such a security interest is prohibited without the consent of third party or would otherwise result in loss by any Loan Party of any material rights therein:

- (a) all of its Trademarks and Trademark Licenses to which it is a party including those referred to on Schedule I hereto;
- (b) all reissues, continuations or extensions of the foregoing;
- (c) all goodwill of the business connected with the use of, and symbolized by, each Trademark and each Trademark License; and
- (d) all products and proceeds of the foregoing, including, without limitation, any claim by Grantor against third parties for past, present or future (i) infringement or dilution of any Trademark or Trademark licensed under any Trademark License or (ii) injury to the goodwill associated with any Trademark or any Trademark licensed under any Trademark License.

3. SECURITY AGREEMENT. The security interests granted pursuant to this Trademark Security Agreement are granted in conjunction with the security interests granted to Collateral Agent, on behalf of the Secured Parties, pursuant to the Security Agreement. Grantor hereby acknowledges and affirms that the rights and remedies of Collateral Agent with respect to the security interest in the Trademark Collateral made and granted hereby are more fully set forth in the Security Agreement, the terms and provisions of which are incorporated by reference herein as if fully set forth herein.

[signature page follows]

IN WITNESS WHEREOF, Grantor has caused this Trademark Security Agreement to be executed and delivered by its duly authorized officer as of the date first set forth above.

BORROWERS

A. T. MASSEY COAL COMPANY, INC.

By: 

Name: Baxter F. Phillips, Jr.

Title: Senior Vice President and CFO

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0405

ALEX ENERGY, INC.

By: David C. Hughart

Name: David C. Hughart

Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0406

ARACOMA COAL COMPANY, INC.

By: _____

Name: **Dwayne Francisco**

Title: **President**

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0407

BANDMILL COAL CORPORATION

By: 
Name: Eric D. Salyer
Title: President

[Signature Pages to Trademark Security Agreement]

BOONE EAST DEVELOPMENT CO.

By: R. Freal Mize
Name: R. Freal Mize
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0409

CENTRAL PENN ENERGY COMPANY, INC.

By: *James L. Gardner*
Name: **James L. Gardner**
Title: **President**

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0410

CENTRAL WEST VIRGINIA ENERGY
COMPANY

By: R. Freal Mize
Name: R. Freal Mize
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0411

DELBARTON MINING COMPANY

By: Mark Hall

Name: MSCS E HALL

Title: PRES

DEMETER LAND COMPANY

By: R. Freal Mize
Name: R. Freal Mize
Title: President

[Signature Pages to Trademark Security Agreement]

ELK RUN COAL COMPANY, INC.

By: *Larry Ward*
Name: Larry Ward
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0414

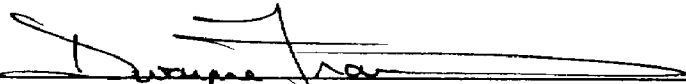
GREEN VALLEY COAL COMPANY

By: David C. Hughart

Name: David C. Hughart


Title: President

HIGHLAND MINING COMPANY

By: 

Name: **Dwayne Francisco**
Title: **President**

INDEPENDENCE COAL COMPANY, INC.

By:  _____

Name: Jeffrey W. Walkup

Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0417

KNOX CREEK COAL CORPORATION

By: *David P. Kramer*

Name: David P. Kramer

Title: President

MARFORK COAL COMPANY, INC.

By:  _____


Name: Johnny R. Jones

Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0419

MARTIN COUNTY COAL CORPORATION

By: 

Name: Hiram Mahon

Title: President

MASSEY COAL SALES COMPANY, INC.

By: *James L. Gardner*
Name: **James L. Gardner**
Title: **President**

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0421

NICHOLAS ENERGY COMPANY

By: Mike Sirelline
Name: Mike Sirelline
Title: President

[Signature Pages to Trademark Security Agreement]

PERFORMANCE COAL COMPANY

By: Bill M. Potter

Name: Bill M. Potter

Title: President

[Signature Pages to Trademark Security Agreement]

RUM CREEK COAL SALES, INC.

By: Richard Zigmond
Name: Richard Zigmond
Title: President


[Signature Pages to Trademark Security Agreement]

SIDNEY COAL COMPANY, INC.

By: *Sidney R. Young III*
Name: *Sidney R. Young III*
Title: *President*

GUARANTORS

MASSEY ENERGY COMPANY

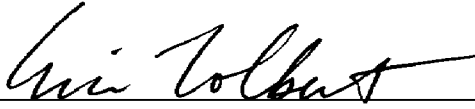
By: 

Name: Baxter F. Phillips, Jr.

Title: Senior Vice President and CFO

APPALACHIAN CAPITAL MANAGEMENT
CORP.

By: _____



Name: Eric B. Tolbert
Title: Vice President

[Signature Pages to Trademark Security Agreement]

BANDYTOWN COAL COMPANY

By: *Kenny Williams*
Name: Kenny Williams
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0429

BARNABUS LAND COMPANY

By: Harold Osborne
Name: HAROLD OSBORNE
Title: PRESIDENT

BELFRY COAL CORPORATION

By: *Sidney R. Young III*
Name: *Sidney R. Young III*
Title: *President*

BEN CREEK COAL COMPANY

By:  _____

Name: Bruce A. Johnson

Title: President

[Signature Pages to Trademark Security Agreement]

BIG SANDY VENTURE CAPITAL CORP.

By: 

Name: Eric B. Tolbert

Title: Vice President

[Signature Pages to Trademark Security Agreement]

BLACK KING MINE DEVELOPMENT CO.

By: R. Freal Mize

Name: R. Freal Mize

Title: President

[Signature Pages to Trademark Security Agreement]

BLUE RIDGE VENTURE CAPITAL CORP.

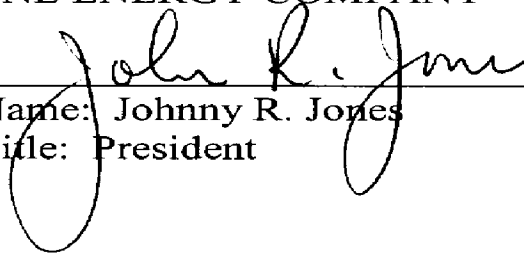
By: 

Name: Eric B. Tolbert

Title: Vice President

[Signature Pages to Trademark Security Agreement]

BOONE ENERGY COMPANY

By: 
Name: Johnny R. Jones
Title: President

[Signature Pages to Trademark Security Agreement]

BOONE WEST DEVELOPMENT CO.

By: R. Freal Mize
Name: R. Freal Mize
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0438

CABINAWA MINING COMPANY

By: R. Freal Mize
Name: R. Freal Mize
Title: President

[Signature Pages to Trademark Security Agreement]

CAPSTAN MINING COMPANY

By: *James L. Gardner*

Name: **James L. Gardner**

Title: **President**

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0440

CERES LAND COMPANY

By: R. Freal Mize
Name: R. Freal Mize
Title: President

[Signature Pages to Trademark Security Agreement]

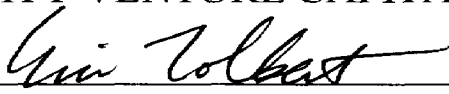
TRADEMARK
REEL: 002786 FRAME: 0441

CLEAR FORK COAL COMPANY

By: *Larry Ward*
Name: Larry Ward
Title: President

[Signature Pages to Trademark Security Agreement]

CONTINUITY VENTURE CAPITAL CORP.

By: 

Name: Eric B. Tolbert

Title: Vice President

[Signature Pages to Trademark Security Agreement]

CRYSTAL FUELS COMPANY

By: *George E. Dotson*
Name: *George E. Dotson*
Title: *President*

DEHUE COAL COMPANY

By: Harold Osborne
Name: HAROLD OSBORNE
Title: PRESIDENT

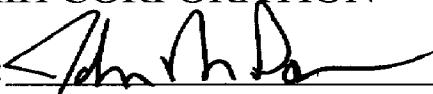
DOUGLAS POCAHONTAS COAL
CORPORATION

By: Maust Skid

Name: MCS E HM

Title: PREJ

DRIH CORPORATION

By:  _____

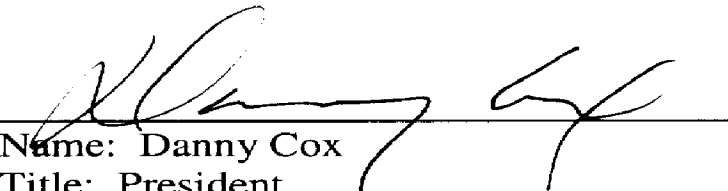
Name: John M. Poma

Title: Vice President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0447

DUCHESS COAL COMPANY

By: 
Name: Danny Cox
Title: President

DUNCAN FORK COAL COMPANY

By: 
Name: Danny Cox
Title: President

[Signature Pages to Trademark Security Agreement]

EAGLE ENERGY, INC.

By: *Kenny Williams*
Name: Kenny Williams
Title: President

FEATS VENTURE CAPITAL CORP.

By: Eric B. Tolbert

Name: Eric B. Tolbert

Title: Vice President

[Signature Pages to Trademark Security Agreement]

FOOTHILLS COAL COMPANY

By: 
Name: J. Christopher Adkins
Title: President

[Signature Pages to Trademark Security Agreement]

GOALS COAL COMPANY

By: 
Name: Michael A. Milam
Title: President

[Signature Pages to Trademark Security Agreement]

GREYEAGLE COAL COMPANY

By:



Name: Michael D. Bauersachs

Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0454

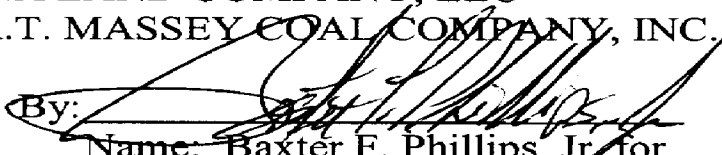
HADEN FARMS, INC.

By: R. Freal Mize
Name: R. Freal Mize
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0455

HANNA LAND COMPANY, LLC
By: A.T. MASSEY COAL COMPANY, INC.

By: 

Name: Baxter F. Phillips, Jr. for
A. T. Massey Coal Company, Inc.
Title: Senior Vice President and CFO

and

By: ALEX ENERGY, INC.

By: _____
Name:
Title:

HANNA LAND COMPANY, LLC
By: A.T. MASSEY COAL COMPANY, INC.

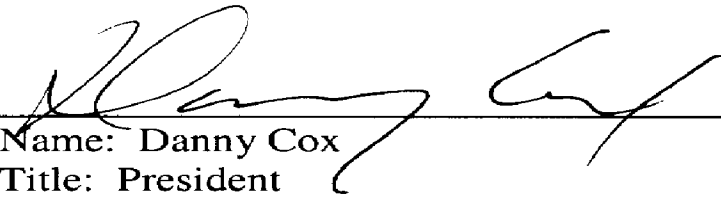
By: _____
Name: Baxter F. Phillips, Jr.
Title:

and

By: ALEX ENERGY, INC.

By: David C. Hughart
Name: David C. Hughart
Title: President

HAZY RIDGE COAL COMPANY

By: 
Name: Danny Cox
Title: President

[Signature Pages to Trademark Security Agreement]

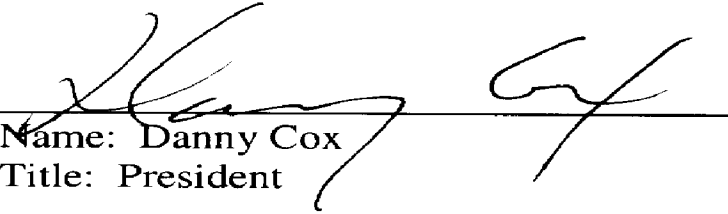
HOPKINS CREEK COAL COMPANY

By: 

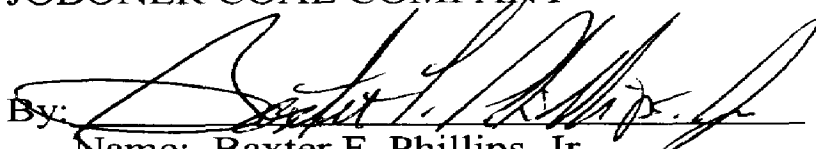
Name: Baxter F. Phillips, Jr.

Title: President

JACKS BRANCH COAL COMPANY

By: 
Name: Danny Cox
Title: President

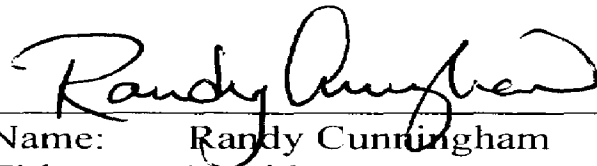
JOBONER COAL COMPANY

By: 

Name: Baxter F. Phillips, Jr.

Title: President

KANAWHA ENERGY COMPANY

By: 
Name: Randy Cunningham
Title: President

LAUREN LAND COMPANY

By: Harold Osborne
Name: HAROLD OSBORNE
Title: PRESIDENT

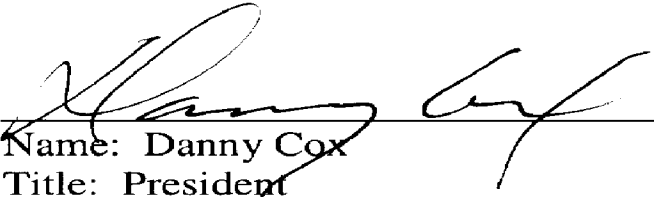
LAXARE, INC.

By: R. Freal Mize
Name: R. Freal Mize
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0464

LICK BRANCH COAL COMPANY

By: 
Name: Danny Cox
Title: President

LOGAN COUNTY MINE SERVICES, INC.

By: 
Name: **Dwayne Francisco**
Title: **President**

LONG FORK COAL COMPANY

By: *Cathy Frazier*
Name: *Cathy Frazier*
Title: *President*

LYNN BRANCH COAL COMPANY, INC.

By: Mac Egan
Name: MACS EGAN
Title: PRES

M&B COAL COMPANY
By: TOWN CREEK COAL COMPANY

By: Mark Deal
Name: MARK ENO
Title: PRES

and

By: WYOMAC COAL COMPANY

By: Mark Deal
Name: MARK ENO
Title: PRES

MAJESTIC MINING, INC.

By: David C. Hughart

Name: David C. Hughart

Title: President


[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0470

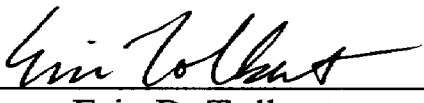
MASSEY COAL SERVICES, INC.

By: Mark A. Clemens
Name:
Title: **Mark A. Clemens**
President

MASSEY GAS & OIL COMPANY


By: 
Name: Timothy E. Comer
Title: President

MASSEY NEW ERA CAPITAL CORP.

By: 
Name: Eric B. Tolbert
Title: Vice President

[Signature Pages to Trademark Security Agreement]

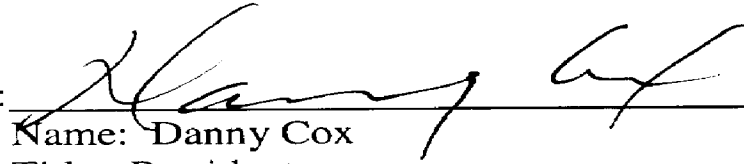
MASSEY TECHNOLOGY INVESTMENTS, INC.

By: 
Name: Jeffrey M. Jarosinski
Title: Treasurer

MENEFEE LAND COMPANY, INC.

By: *James L. Gardner*
Name: **James L. Gardner**
Title: **President**

MINE MAINTENANCE, INC.

By: 
Name: Danny Cox
Title: President

[Signature Pages to Trademark Security Agreement]


NEW MARKET LAND COMPANY

By: Harold Osborne
Name: HAROLD OSBORNE
Title: VICE PRESIDENT

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0477

NEW MASSEY CAPITAL CORP.

By: 
Name: Eric B. Tolbert
Title: Vice President

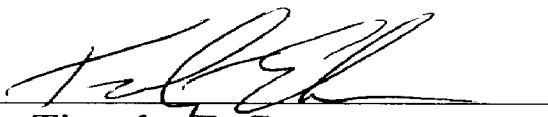
[Signature Pages to Trademark Security Agreement]

NEW RIDGE MINING COMPANY

By: Sidney R. Young III
Name: Sidney R. Young III
Title: President

[Signature Pages to Trademark Security Agreement]

NEW RIVER ENERGY CORPORATION

By: 
Name: Timothy/E. Comer
Title: President

[Signature Pages to Trademark Security Agreement]

NICCO CORPORATION

By: David C. Hughart

Name: David C. Hughart

Title: President

OMAR MINING COMPANY

By: *Mitchell M. Kalos*

Name: Mitchell M. Kalos

Title: President

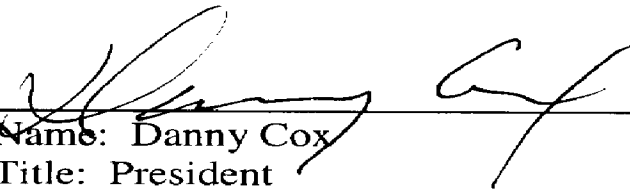
PEERLESS EAGLE COAL CO.

By: David C. Hughart

Name: David C. Hughart

Title: President

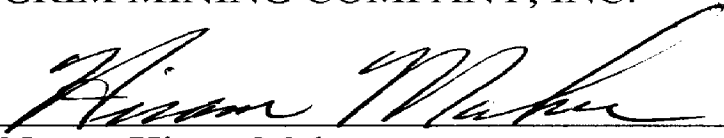
PETER CAVE MINING COMPANY

By: 
Name: Danny Cox
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0484

PILGRIM MINING COMPANY, INC.

By: 


Name: Hiram Mahon

Title: President

[Signature Pages to Trademark Security Agreement]


TRADEMARK
REEL: 002786 FRAME: 0485

POWER MOUNTAIN COAL COMPANY

By: 
Name: James S. Smith
Title: President

[Signature Pages to Trademark Security Agreement]

PROGRESSIVE VENTURE CAPITAL CORP.

By: 
Name: Eric B. Tolbert
Title: Vice President

[Signature Pages to Trademark Security Agreement]

RAVEN RESOURCES, INC.

By: R. Freal Mize
Name: R. Freal Mize
Title: President

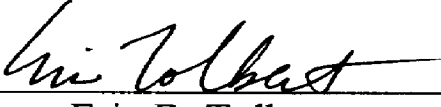
[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0488

RAWL SALES & PROCESSING CO.

By: Maose Kay
Name: MACS E SON
Title: PRES

RAWL SALES VENTURE CAPITAL CORP.

By: 
Name: Eric B. Tolbert
Title: Vice President

[Signature Pages to Trademark Security Agreement]

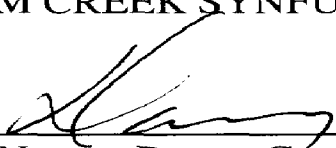

ROBINSON-PHILLIPS COAL COMPANY

By: Moses E How
Name: MOSES E HOW
Title: PRES

ROCKRIDGE COAL COMPANY


By: Maude Hall
Name: *MCS E Hall*
Title: *PRES*

RUM CREEK SYN FUEL COMPANY

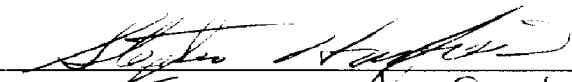
By:  
Name: Danny Cox
Title: President

[Signature Pages to Trademark Security Agreement]

RUSSELL FORK COAL COMPANY

By: 
Name: Baxter F. Phillips, Jr.
Title: President

SC COAL CORPORATION

By: 
Name: Stephen Hatfield
Title: President

SCARLET DEVELOPMENT COMPANY

By: *James L. Gardner*
Name: **James L. Gardner**
Title: **President**

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0496

SHANNON-POCAHONTAS COAL
CORPORATION

By: *Max E Hall*

Name: *MAX E HALL*

Title: *PRES*

SHANNON-POCAHONTAS MINING
COMPANY

By: SHANNON-POCAHONTAS MINING
CORPORATION

By: Marsh Hall

Name: MCD E HALL

Title: PRES

and

By: OMAR MINING COMPANY

By: _____

Name:

Title:

SHANNON-POCAHONTAS MINING
COMPANY

By: SHANNON-POCAHONTAS MINING
CORPORATION

By: _____

Name:

Title:

and

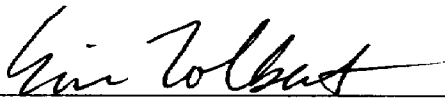
By: OMAR MINING COMPANY

By: *Mitchell M. Kalos*

Name: Mitchell M. Kalos


Title: President

SHENANDOAH CAPITAL MANAGEMENT
CORP.

By: 
Name: Eric B. Tolbert
Title: Vice President

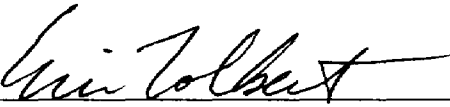
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SPM CAPITAL MANAGEMENT CORP.

By: 
Name: Eric B. Tolbert
Title: Vice President

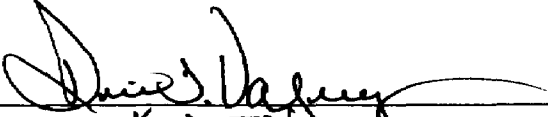
[Signature Pages to Trademark Security Agreement]

ST. ALBAN'S CAPITAL MANAGEMENT
CORP.

By: 
Name: Eric B. Tolbert
Title: Vice President

[Signature Pages to Trademark Security Agreement]

STIRRAT COAL COMPANY

By: 
Name: Kevin T. Varney
Title: President

STONE MINING COMPANY

By: Maurel Hall
Name: MAUREL E HALL
Title: PRES


SUN COAL COMPANY, INC.

By: *James L. Gardner*
Name: **James L. Gardner**
Title: **President**

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TRADEMARK
REEL: 002786 FRAME: 0506

SUPPORT MINING COMPANY

By: 

Name: Andrew F. Ashurst

Title: President

SYCAMORE FUELS, INC.

By: Mauro Hall
Name: MAURO E HALL
Title: PRES

T.C.H. COAL CO.

By: 

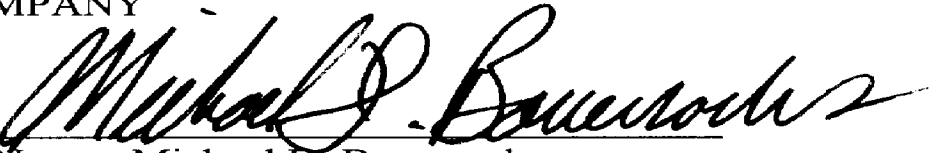
Name: Baxter F. Phillips, Jr.

Title: President

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TRADEMARK
REEL: 002786 FRAME: 0509

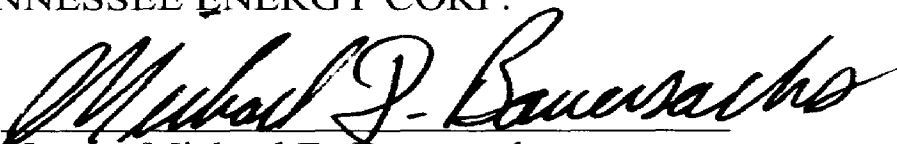
TENNESSEE CONSOLIDATED COAL
COMPANY

By: 
Name: Michael D. Bauersachs
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0510

TENNESSEE ENERGY CORP.

By: 
Name: Michael D. Bauersachs
Title: President

[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0511

THUNDER MINING COMPANY

By:




Name: Michael D. Bauersachs

Title: President

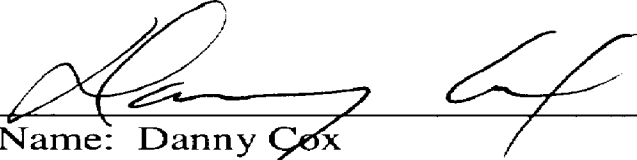
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REEL: 002786 FRAME: 0512

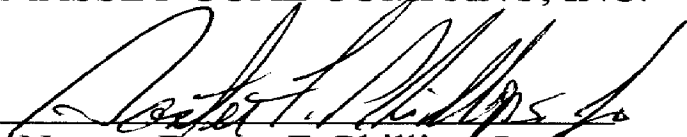
TOWN CREEK COAL COMPANY

By: 
Name: MACS E HALL
Title: PRES

TRACE CREEK COAL COMPANY

By: 
Name: Danny Cox
Title: President


TUCSON LIMITED LIABILITY COMPANY
By: A.T. MASSEY COAL COMPANY, INC.

By: 
Name: Baxter F. Phillips, Jr. for
A. T. Massey Coal Company, Inc.
Title: Senior Vice President and CFO

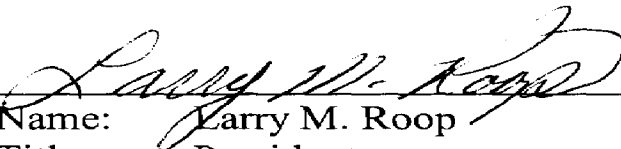
[Signature Pages to Trademark Security Agreement]

TRADEMARK
REEL: 002786 FRAME: 0515

VANTAGE MINING COMPANY

By: 
Name: MOC E HALL
Title: PRES

WHITE BUCK COAL COMPANY

By: 
Name: Larry M. Roop
Title: President

WILLIAMS MOUNTAIN COAL COMPANY

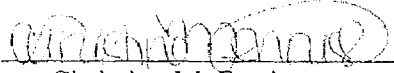
By: Michael A. Milam
Name: Michael A. Milam
Title: President

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TRADEMARK
REEL: 002786 FRAME: 0518

ACCEPTED AND ACKNOWLEDGED BY:

THE CIT GROUP/BUSINESS CREDIT,
INC., as Collateral Agent

By: 
Name: Christine M. Ferrise
Title: Vice President

[Signature Page to Trademark Security Agreement]

SCHEDULE I
TO
TRADEMARK SECURITY AGREEMENT
TRADEMARK REGISTRATIONS

Trademark Registrations:

TRADEMARK	REGISTRATION NUMBER	OWNER
MASSEY ENERGY	2614626	A.T. Massey Coal Company, Inc.
M MASSEY ENERGY (LOGO)	2607161	A.T. Massey Coal Company, Inc.
M (LOGO)	2607159	A.T. Massey Coal Company, Inc.