

# EXHIBIT 10

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**From:** Proctor, Kimberlee A - MSHA <Proctor.Kimberlee@dol.gov>  
**Sent:** Monday, April 1, 2024 8:57 AM  
**To:** Burton, Luke  
**Cc:** Proctor, Kimberlee A - MSHA  
**Subject:** RE: [EXT] FOIA-2023-F-13135

Mr. Burton,

There was an unexpected absence, so I was not able to follow-up. I will do so today and will provide an update as soon as possible.

Thank you,

Kimberlee

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**From:** Proctor, Kimberlee A - MSHA  
**Sent:** Thursday, March 28, 2024 10:12 AM  
**To:** Burton, Luke <luke.burton@squirepb.com>  
**Cc:** Proctor, Kimberlee A - MSHA <Proctor.Kimberlee@dol.gov>  
**Subject:** RE: [EXT] FOIA-2023-F-13135

Hi Mr. Burton,

Thank you for the follow-up message. I am checking on the status of your request and will get back with you by tomorrow with an anticipated completion date.

Kimberlee

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**From:** Burton, Luke <[luke.burton@squirepb.com](mailto:luke.burton@squirepb.com)>  
**Sent:** Thursday, March 28, 2024 9:17 AM  
**To:** Proctor, Kimberlee A - MSHA <[Proctor.Kimberlee@dol.gov](mailto:Proctor.Kimberlee@dol.gov)>  
**Subject:** RE: [EXT] FOIA-2023-F-13135

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Kimberlee – following up again on this. Please let me know the status and when I can expect a response. DOL/MSHA's FOIA response is well past due.

Best,

Luke



**Luke Burton**  
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**From:** Burton, Luke  
**Sent:** Thursday, March 21, 2024 9:25 AM  
**To:** 'Proctor, Kimberlee A - MSHA' <[Proctor.Kimberlee@dol.gov](mailto:Proctor.Kimberlee@dol.gov)>  
**Subject:** RE: [EXT] FOIA-2023-F-13135

Kimberlee,

I hope your week is going well. I wanted to follow-up on our conversation from last week to see what updates you have for me regarding my FOIA request.

Thank you,

Luke



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**From:** Burton, Luke  
**Sent:** Friday, March 15, 2024 3:40 PM  
**To:** 'Proctor, Kimberlee A - MSHA' <[Proctor.Kimberlee@dol.gov](mailto:Proctor.Kimberlee@dol.gov)>  
**Subject:** RE: [EXT] FOIA-2023-F-13135

No worries! 4pm will work fine.



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**From:** Proctor, Kimberlee A - MSHA <[Proctor.Kimberlee@dol.gov](mailto:Proctor.Kimberlee@dol.gov)>  
**Sent:** Friday, March 15, 2024 3:39 PM  
**To:** Burton, Luke <[luke.burton@squirepb.com](mailto:luke.burton@squirepb.com)>  
**Cc:** Proctor, Kimberlee A - MSHA <[Proctor.Kimberlee@dol.gov](mailto:Proctor.Kimberlee@dol.gov)>  
**Subject:** RE: [EXT] FOIA-2023-F-13135

Hi Mr. Burton,

I apologize for the delay, are you available for me to call you at 4pm today?

Kimberlee

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**From:** Burton, Luke <[luke.burton@squirepb.com](mailto:luke.burton@squirepb.com)>  
**Sent:** Thursday, March 14, 2024 5:38 PM  
**To:** Proctor, Kimberlee A - MSHA <[Proctor.Kimberlee@dol.gov](mailto:Proctor.Kimberlee@dol.gov)>  
**Cc:** Williams, Meekness S - MSHA <[williams.meekness@dol.gov](mailto:williams.meekness@dol.gov)>; Thacker, Casey E. - MSHA <[Thacker.Casey@DOL.GOV](mailto:Thacker.Casey@DOL.GOV)>  
**Subject:** Re: [EXT] FOIA-2023-F-13135

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Yes. That time works great. Thanks so much and look forward to talking to you then.

Luke Burton

On Mar 14, 2024, at 5:11 PM, Proctor, Kimberlee A - MSHA <[Proctor.Kimberlee@dol.gov](mailto:Proctor.Kimberlee@dol.gov)> wrote:

Hi Mr. Burton,

Thank you for following up on the status of your FOIA request. Yesterday, Ms. Washington left a voice message for you on (513-361-1274) for us to talk with you briefly regarding the request.

If you are available tomorrow (Friday, March 15, 2024) at 3:30pm, Ms. Washington and I would like to touch base with you. If that time does not work, please let me know some available dates and times and I will send a meeting request for a call.

Thank you,

Kimberlee

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**From:** Burton, Luke <[luke.burton@squirepb.com](mailto:luke.burton@squirepb.com)>  
**Sent:** Wednesday, March 13, 2024 8:57 AM  
**To:** Williams, Meekness S - MSHA <[williams.meekness@dol.gov](mailto:williams.meekness@dol.gov)>  
**Cc:** Thacker, Casey E. - MSHA <[Thacker.Casey@DOL.GOV](mailto:Thacker.Casey@DOL.GOV)>  
**Subject:** RE: [EXT] FOIA-2023-F-13135

You don't often get email from [luke.burton@squirepb.com](mailto:luke.burton@squirepb.com). [Learn why this is important](#)

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Hello,

I wanted to touch base on the status of the below FOIA request. Thank you for your assistance.

Best,

Luke

<image001.jpg>

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**From:** Williams, Meekness S - MSHA <[williams.meekness@dol.gov](mailto:williams.meekness@dol.gov)>

**Sent:** Wednesday, January 3, 2024 11:22 AM

**To:** Burton, Luke <[luke.burton@squirepb.com](mailto:luke.burton@squirepb.com)>

**Cc:** Thacker, Casey E. - MSHA <[Thacker.Casey@DOL.GOV](mailto:Thacker.Casey@DOL.GOV)>; Williams, Meekness S - MSHA <[williams.meekness@dol.gov](mailto:williams.meekness@dol.gov)>

**Subject:** RE: [EXT] FOIA-2023-F-13135

Hello Mr. Burton and Happy New Year!

Thank you for your patience, as we work through the multiple FOIA requests received in MSHA Enforcement. We anticipate finalizing the response and completing the clearance process to issue your request by February 29, 2024.

If you have any questions, please contact me at [williams.meekness@dol.gov](mailto:williams.meekness@dol.gov) or at (202) 693-9485.

Kind regards,

Meekness S. Williams  
DOL/MSHA/Mine Safety & Health Enforcement  
Government Information Specialist  
[williams.meekness@dol.gov](mailto:williams.meekness@dol.gov)  
Desk Phone-202-693-9485

<image002.jpg>

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**From:** Burton, Luke <[luke.burton@squirepb.com](mailto:luke.burton@squirepb.com)>  
**Sent:** Tuesday, January 2, 2024 12:24 PM  
**To:** Thacker, Casey E. - MSHA <[Thacker.Casey@DOL.GOV](mailto:Thacker.Casey@DOL.GOV)>  
**Cc:** Williams, Meekness S - MSHA <[williams.meekness@dol.gov](mailto:williams.meekness@dol.gov)>  
**Subject:** RE: [EXT] FOIA-2023-F-13135

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Hello and Happy New Year,

I wanted to touch base on the status of this response, as I believe the 60-working-day-response estimate has now passed. Happy to discuss by phone (513-906-0077) as well.

Thank you,

Luke

<image001.jpg>

**Luke Burton**

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**From:** [Thacker.Casey@DOL.GOV](mailto:Thacker.Casey@DOL.GOV) <[Thacker.Casey@DOL.GOV](mailto:Thacker.Casey@DOL.GOV)>  
**Sent:** Friday, September 22, 2023 10:43 AM  
**To:** Burton, Luke <[luke.burton@squirepb.com](mailto:luke.burton@squirepb.com)>  
**Cc:** [williams.meekness@dol.gov](mailto:williams.meekness@dol.gov)  
**Subject:** [EXT] FOIA-2023-F-13135

Hello,

Attached you will find the acknowledgment letter for your request.

We continue to process your request.

Thank you,

Casey E. Thacker

Over 40 Offices across 4 Continents

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