

The Law Office of Vincent Trivelli, PLLC

178 Chancery Row

Morgantown, West Virginia 26505

Phone (304) 291-5223 • Toll Free 1-866-266-5948

Fax (304) 291-2240 • E-mail: vmtriv@westco.net

Dear Current or Former Red Jacket Worker:

More than a year ago the United States District Court for the Southern District of West Virginia ruled that workers building the Red Jacket portion of the King Coal Highway should have been paid wages required by the Davis-Bacon law which appear to be higher than you were paid. The Affiliated Construction Trades (ACT) brought the case and I am the lawyer representing them.

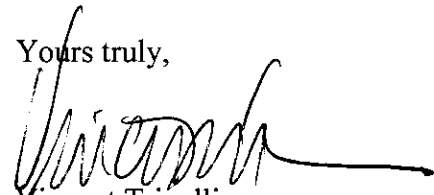
Since that time, Nicewonder has worked to have the Court reverse its decision and as a result not pay the wages you are due. One of the arguments they are using is that ACT should not be permitted to bring the lawsuit because ACT does not represent "any of the workers who have performed the work, or are presently working under the challenged contract..." If there is no lawsuit, they believe there is no requirement that they pay the higher wages.

By signing the attached form you can help to answer the claim. By signing the form you are asking ACT to attempt to obtain, as a result of the lawsuit, the proper wages and benefits owed to you as a result of your work on the Red Jacket portion of the King Coal Highway. By signing the form you will be telling the Court that you – who have worked on the Red Jacket portion - have asked ACT to assist you as a part of the lawsuit to obtain what you are owed under Davis-Bacon wages.

If you have any questions or comments, please feel free to contact me, toll-free, at 1-866-266-5948.

Thank you.

Yours truly,



Vincent Trivelli