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State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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December 20, 1993

CERTIFIED RETURN RECEIPT REQUESTED
P 074 978 379

Mr. James Litman
Valley Camp of Utah, Inc.
Scofield Route
Helper, UT 84526

Re: Finalized Reassessment for State Violation #N93-39-6-1 and #N93-39-7-1, Valley Camp of Utah, Inc., Belina Complex Mine, ACT/007/001, Folder #5, Carbon County, Utah

Dear Mr. Litman:

The civil penalty for the above-referenced violation has been finalized. This reassessment has been finalized as a result of a review of all pertinent data and facts including those presented in the assessment conference and other pertinent discussions.

Pursuant to the terms of our agreement please withdraw your appeals for violations #N93-39-6-1 and #N93-39-7-1 at your convenience.

Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Joseph C. Helfrich".

Joseph C. Helfrich
Assessment Conference Officer

JCH:SM
Enc.

cc: John Kirkham, Esq.
Denise Dragoo, Esq.



**WORKSHEET FOR FINAL REASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING**

COMPANY/MINE Valley Camp of Utah, Inc./Belina Complex
NOV #N93-39-7-1

PERMIT # ACT/007/001 VIOLATION 1 of 1

Reassessment Date 12/17/93
Assessment Officer Joseph C. Helfrich

Nature of Violation:

Date of Termination:

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Previous Violations	<u>1</u>	<u>1</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>20</u>	<u>20</u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>30</u>	<u>0</u>
(4) Good Faith	<u>-0</u>	<u>-</u>
Total Points	<u>51</u>	<u>21</u>
TOTAL ASSESSED FINE		<u>\$ 0*</u>

NARRATIVE:

(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Additional information from the permittee revealed that no negligence occurred as a result of the violation.

* Total reassessed points less than 50 civil penalty discretionary.

**WORKSHEET FOR REASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING**

COMPANY/MINE Valley Camp of Utah, Inc./Belina Complex
NOV #N93-39-6-1

PERMIT # ACT/007/001 VIOLATION 1 of 1

Reassessment Date 12/17/93
Assessment Officer Joseph C. Helfrich

Nature of Violation:

Date of Termination:

	<u>Proposed Assessment</u>	<u>Reassessment</u>
(1) History/Previous Violations	<u>1</u>	<u>1</u>
(2) Seriousness		
(a) Probability of Occurrence	<u> </u>	<u> </u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u>25</u>	<u>25</u>
(3) Negligence	<u>30</u>	<u>0</u>
(4) Good Faith	<u>-0</u>	<u>-0</u>
Total Points	<u>56</u>	<u>26</u>
TOTAL ASSESSED FINE		<u>\$ 0*</u>

NARRATIVE:

(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Negligence points were recomputed due to additional information received by the permittee which revealed that no negligence occurred as a result of the violation. This results in a total of 26 points.

* Assessed points less than 50, civil penalty discretionary.