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NATURAL RESOURCES

STATE OF UTAH

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DEPARTMENT OF NATURAL RESOURCES

DIVISION OF OIL, GAS AND MINING

CLEON B. FEIGHT  
*Director*

1588 West North Temple  
Salt Lake City, Utah 84116  
(801) 533-5771

JOHN L. BELL  
C. RAY JUVELIN  
THADIS W. BOX  
CONSTANCE K. LUNDBERG  
EDWARD T. BECK  
E. STEELE McINTYRE

ASSESSMENT MEMORANDUM  
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TO: Board of Oil, Gas and Mining

FROM: Ronald W. Daniels, Deputy Director

SUBJECT: Kaiser Steel Corporation  
Sunnyside Mine, ACT/007/007

DATE: November 18, 1980

An assessment conference with representatives of Kaiser Steel Corporation was held on 12 November 1980. Since specific regulatory direction is not provided, the conference was held with two objectives: (1) to affirm which violations actually occurred; and (2) to assess a penalty for those violations. The result of the conference is as follows.

Findings:

- 1) Violation #1--MC 717.17(80-1) issued on September 16, 1980, by Inspector Helfrich, did occur as represented in the Notice of Violation.
- 2) Violation #4--MC 717.17(b)(80-1) issued on September 16, 1980, by Inspector Helfrich did occur as represented in the Notice of Violation.
- 3) Each of the affirmed violations was issued for failure to abate previously issued violations (issued on July 29, 1980).
- 4) Diligence was exhibited by the operator in abating the violations as issued by the inspector.
- 5) The violations were abated within a 24-hour period of being issued by the inspector and notice of said abatement was communicated to the inspector in a timely manner.

Recommended Order:

The operator be fined in accord with the following schedule:

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<u>State Violation Number</u>	<u>Period Unabated</u>	<u>Fine Per Day</u>	<u>Fine</u>
1--MC 717.17(80-1)	24 hours (1 day)	\$750	\$ 750
4--MC 717.17(b)(80-1)	24 hours (1 day)	\$750	<u>750</u>
		TOTAL FINE	\$1,500

RWD/btm