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OIL, GAS, AND MINING BOARD

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Executive Director,
NATURAL RESOURCES

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES

DIVISION OF OIL, GAS, AND MINING

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

JOHN L. BELL
C. RAY JUVELIN
THADIS W. BOX
MAXILIAN A. FARBMAN
EDWARD T. BECK
E. STEELE McINTYRE

CLEON B. FEIGHT
Director

December 16, 1980

REGISTERED RETURN RECEIPT REQUESTED

Mr. John Huefner
Kaiser Steel Corporation
P. O. Box D
Sunnyside, Utah 84539

ACT/007/007

RE: Assessment Conference
Report and Assessment of
Civil Penalty, Violation
No. N80-1-12-2

Dear Mr. Huefner:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, UCA, 40-10-1, et seq., at the Sunnyside Mine, Carbon County, Utah. The civil penalty of \$470.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

cc: Inspector
Assessment Officer

Enclosure

RWD/btm

P07 5777479

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

ACT/007/007-ASSESSMENT

SENT TO		<i>John Huether - Kaiser</i>	
STREET AND NO		<i>P.O. Box D</i>	
P.O., STATE AND ZIP CODE		<i>Sunnyside, UT 84539</i>	
POSTAGE		\$	
CONSULT POSTMASTER FOR FEES	OPTIONAL SERVICES	CERTIFIED FEE	c
		SPECIAL DELIVERY	c
		RESTRICTED DELIVERY	c
	RETURN RECEIPT SERVICE	SHOW TO WHOM AND DATE DELIVERED	c
		SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	c
		SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	c
	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	c	
TOTAL POSTAGE AND FEES		\$	
POSTMARK OR DATE			
<i>12-16-80</i>			

ASSESSMENT CONFERENCE REPORT
Utah Division of Oil, Gas & Mining
1588 West North Temple
Salt Lake City, Utah

NOV/CO No. N80-1-12-2

Location of Conference: Salt Lake City, Utah

Date of Conference: December 4, 1980

Company Name/Mine Name: Kaiser Steel Corporation/Sunnyside Mine--ACT/007/007

Persons in Attendance

Title

<u>John Huefner</u>	<u>Mine Engineer</u>
<u>Joe Helfrich</u>	<u>Reclamation Soils Specialist</u>
<u>Tom Portle</u>	<u>Reclamation Officer</u>
<u>Sandy Pruitt</u>	<u>Reclamation Officer</u>
<u>Ron Daniels</u>	<u>Acting Assessment Officer</u>

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>1 of 2</u>	<u>\$ 170.00</u>
<u>2 of 2</u>	<u>300.00</u>
<u> </u>	<u> </u>
<u>Total Penalty</u>	<u>\$ 470.00</u>

Approved: *Ronald W. Daniels* Date: 12/16/80
(Signature of Conference Officer)

This assessment has been set as a result of an informal conference held by the assessment officer. Should the Company desire a review in a more formal proceeding before the Board of Oil, Gas & Mining, a hearing can be requested within 30 days of receipt of this report.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N80-1-12-2

Violation 1 of 2

(a) Nature of violation: Failure to Control Runoff

(b) Date of termination: November 7, 1980

2. Conference Result	<u>Proposed Assessment</u>	<u>Conference Assessment</u>
(a) History/Prev. Vio.	<u>0</u>	<u>0</u>
(b) Seriousness		
(1) Probability of Occurrence	<u>10</u>	<u>2</u>
Extent of Damage	<u>8</u>	<u>8</u>
(2) Obstr. to Enforcement	<u>--</u>	<u>--</u>
(c) Negligence	<u>2</u>	<u>2</u>
(d) Good Faith	<u>-10</u>	<u>-10</u>
(e) Acreage	<u>15</u>	<u>15</u>
TOTAL	<u>25</u>	<u>17</u>

3. Narrative:

(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

This facility existed pre-Act. It has recently been reactivated. The probability of occurrence of the event (water pollution) having happened since reactivation is insignificant.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N80-1-12-2

Violation 2 of 2

(a) Nature of violation: Failure to Control Surface Runoff

(b) Date of termination: December 5, 1980

2. Conference Result	<u>Proposed Assessment</u>	<u>Conference Assessment</u>
(a) History/Prev. Vio.	<u>0</u>	<u>0</u>
(b) Seriousness		
(1) Probability of Occurrence	<u>10</u>	<u>10</u>
Extent of Damage	<u>8</u>	<u>8</u>
(2) Obstr. to Enforcement	<u>--</u>	<u>--</u>
(c) Negligence	<u>2</u>	<u>2</u>
(d) Good Faith	<u>-10</u>	<u>-10</u>
(e) Acreage	<u>15</u>	<u>15</u>
TOTAL	<u>25</u>	<u>25</u>

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)