



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

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

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Salt Lake City, Utah 84180-1203
801-538-5340
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801-538-5319 (TDD)

January 28, 1997

CERTIFIED RETURN RECEIPT

P 074 977 712

Patrick Collins
Nevada Electric Investment Company
P.O. Box 337
Springville, Utah 84663

Re: Proposed Assessment for State Cessation No. C-97-41-1-1, Nevada Electric Investment Company, Wellington Prep Plant, ACT/007/012, Folder #5, Carbon County, Utah

Dear Mr. Collins:

The undersigned has been appointed by the Division of Oil, Gas and Mining as the Assessment Officer for assessing penalties under R645-401.

Enclosed is the proposed civil penalty assessment for the above-referenced cessation order (CO). This CO was issued by Division Inspector, Paul Baker on January 8, 1997. Rule R645-401-600 et. seq. has been utilized to formulate the proposed penalty. By these rules, any written information which was submitted by you or your agent, within fifteen (15) days of receipt of this CO, has been considered in determining the facts surrounding this CO and the amount of penalty.

Under R645-401-700, there are two informal appeal options available to you:

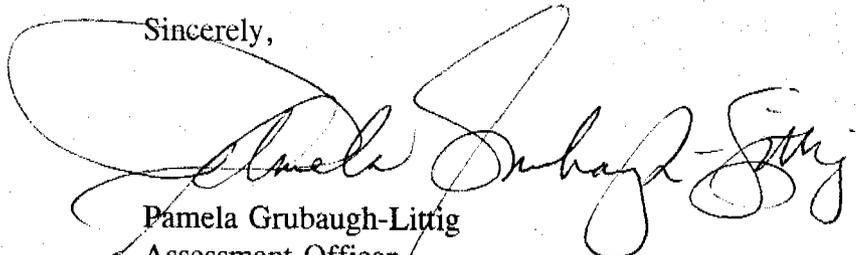
1. If you wish to informally appeal the fact of this CO, you should file a written request for an Informal Conference within 30 days of receipt of this letter. This conference will be conducted by the Division Director. This Informal Conference is distinct from the Assessment Conference regarding the proposed penalty.
2. If you wish to review the proposed penalty assessment, you should file a written request for an Assessment Conference within 30 days of receipt of this letter. If you are also requesting a review of the fact of violation, as noted in

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ACT/007/012
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paragraph 1, the Assessment Conference will be scheduled immediately following that review.

If a timely request for review is not made, the fact of the CO will stand, the proposed penalty(ies) will become final, and the penalty(ies) will be due and payable within thirty (30) days of the proposed assessment. Please remit payment to the Division, mail c/o Vicki Bailey.

Sincerely,



Pamela Grubaugh-Littig
Assessment Officer

blb
Enclosure
cc: James Fulton, OSM
Vicki Bailey, DOGM
O:\I&E\COLETTER.WPD

WORKSHEET FOR ASSESSMENT OF CESSATION ORDERS
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE NEICO/Wellington Prep Plant

CO # 97-41-1-1

PERMIT # ACT/007/012

VIOLATION 1 OF 1

Nature of the Cessation Order: Failure to abate.

Date of Abatement of Cessation Order: 1/8/97

Date of Receipt of Cessation Order: 1/7/97

List the days of Failure to Abate: 2

Number of Days x \$750.00/day = TOTAL ASSESSED FINE: \$1500.00

Assessment Date 1/16/97

Assessment Officer: Pamela Grubaugh-Littig

\$1500.00 Proposed Assessment

Final Assessment

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

- Print your name, address and ZIP Code in the space below.
- Complete items 1, 2, 3, and 4 on the reverse.
 - Attach to front of article if space permits, otherwise affix to back of article.
 - Endorse article "Return Receipt Requested" adjacent to number.



PENALTY FOR PRIVATE USE, \$300

Print Sender's name, address, and ZIP Code in the space below.

TO **MINING**
 DIVISION
 TEMPLE STE 1210
 BOX 145801
 SALT LAKE CITY UT 84114-5801

BB DGOM ACT/007/012 FLD 5 C97-41-1-1 1/30/97

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery (Extra charge)

3. Article Addressed to:
 PATRICK COLLINS
 MEXICO
 PO BOX 337
 SPRINGVILLE UT 84663

4. Article Number
 P 074 977 712

Type of Service:
 Registered
 Certified
 Express Mail
 Insured
 COD
 Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Address
 Patrick Collins

6. Signature - Agent

7. Addresser's Address (ONLY if requested and fee paid)

PS Form 3800 1-7 MAR 1990 U.S. AIR MAIL 1900-212-000

Postmark or Date	TOTAL Postage and Fees	Date, and Address to whom Return Receipt should be sent	Restricted Delivery Fee	Special Delivery Fee	Certified Fee	Postage	ZIP Code and ZIP Code Extension
SPRINGVILLE UT 84663	2.52	PATRICK COLLINS PO BOX 337 MEXICO				5	SPRINGVILLE UT 84663

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

BB DGOM ACT/007/012 FLD 5 C97-41-1-1 1/30/97

- STICK POSTAGE STAMPS TO COVER FIRST CLASS POSTAGE. CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (Fee from)
1. If you want this receipt postmarked, stick the number and in the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
 2. If you do not want this receipt postmarked, stick the guarantee such to the right of the return address of the article, date, and retain the receipt, and mail the article.
 3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends of space permits. Otherwise, affix to back of article. Endorse front of article RETURN RECEIPT REQUESTED adjacent to the number.
 4. If you want delivery restricted to self or an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
 5. If you want delivery restricted to self or an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
 6. If you want delivery restricted to self or an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.