



GARY R. HERBERT  
Governor

GREGORY S. BELL  
Lieutenant Governor

# State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

Outgoing  
C0070012  
#3855  
R

June 28, 2011

Richard E. Mainord  
Wellington Industries LLC  
42 North University Avenue, Suite 201  
P. O. Box J  
Provo, Utah 84603

Subject: Notice of Incomplete Transfer Application, Wellington Industries LLC, Wellington Preparation Plant, C/007/0012, Outgoing File

Dear Mr. Mainord:

The Division has reviewed your application for transfer of the Wellington Prep Plant permit from Nevada Electric Investment Company to Wellington Industries LLC received on June 6, 2011. We have determined the application to be incomplete.

The transfer rules at R645-303-321.300 require the applicant to provide legal, financial, compliance and related information. Details of this information are found at R645-301-100 and must be supplied in order for the Division to make a determination as to eligibility for a permit transfer. In order to proceed with this transfer, please submit the required information by no later than July 28, 2011.

Also in response to your June 28, 2011 letter requesting a statement from the Division that the permit can be assigned to Wellington Industries LLC, here is our response. The Division is not aware of any reason why Wellington Industries LLC would not be eligible for obtaining the Wellington permit. Once Wellington Industries LLC has met all of the requirements of the permit transfer process, the permit could be transferred to them. This is of course contingent upon them providing the information requested above and also upon them posting an adequate replacement bond.

If you have any questions, please call me at (801) 538-5325.

Sincerely,

Daron R. Haddock  
Coal Program Manager

DRH/ss  
O:\007012.WEL\WG3855\incompleteltr.doc

