

June 12, 2006

Via Fax and U.S. Mail

Mr. Stephen Bloch
Staff Attorney
Southern Utah Wilderness Alliance
425 East 100 South
Salt Lake City, Ut 84111

RE: GRAMA Request for Horse Canyon Mine, Lila Extension, C007/013

Dear Mr. Bloch:

Pursuant to the Government Records Access and Management Act (GRAMA) UCA 63-2-101, et seq. Utah Division of Oil, Gas and Mining (OGM) responds to your request for records prepared between November 9, 2005 and May 31, 2006 with the following information.

1. Emails, organized by employee.
2. Attachment documents to emails, organized by employee.
3. Meeting and phone notes, organized by employee.
4. Group calendar information.
5. Meeting agendas for the weekly Coal Program meetings.

OGM has considered and denies SUWA's request to have fees waived. OGM finds the request is not in the furtherance of a public purpose. There is a broad spectrum of interests that seek to affect mine permitting decisions, and although it may be SUWA's view that this request is in the public interest other groups could make the same claim as they pursue a different result. OGM, as the public agency charged with regulating the coal mining industry in Utah, strives to be open and cooperative, and must be even-handed in its actions. Information that has been filed in the Public Information Center (PIC) has been provided to SUWA without charge. The information provided in response to SUWA's request was compiled for SUWA's own purposes and required extra work by OGM staff to compile.

Page 2
Stephen Bloch
June 12, 2006

Compiling the records required a computer-capable person to access emails of the employees. OGM staff collectively spent 28 hours, billed at a rate of \$22.07 per hour (the rates of the lowest employee qualified for this work) which totals \$617.96. OGM will copy the records at \$.25 per page (according to the fee schedule approved by the Legislature), or SUWA can come into the OGM offices and copy the records for \$.10 per page. SUWA may also bring its own copier and make copies at no charge. Currently, we estimate there are about six reams, of 500 pages, or about 3000 pages that have been produced for SUWA's use.

SUWA is entitled to examine this box of records in the Public Information Center (PIC) without charge prior to determining if you want copies of all of the documents and how you desire to have them copied. A box containing the information itemized above has been placed in the PIC and will be made available to you upon your request. OGM would appreciate SUWA's cooperation in allowing additional time to provide copies, if SUWA elects to have OGM make them.

Prior to making copies, OGM requests that you pay the cost of document preparation, \$617.96, and then pay separately for the number of copies you make.

Please contact Stacy Berry, Office Technician, in the PIC. The records will be available for your review by Monday, June 12, 2006 at 4pm.

Sincerely,

Mary Ann Wright

sm
cc Steve Alder, Attorney
Keli Beard, Attorney
John Baza, Director
Stacy Berry, Office Technician
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