

 <b>Citation for Non-Compliance</b> <b>Utah Coal Regulatory Program</b> 1594 West North Temple, Salt Lake City, UT 84114 Phone: (801) 538-5340 Fax: (801) 359-3940	<b>Citation #:</b> 10035	
	<b>Permit Number:</b> C0070013	
	<b>Date Issued:</b> 03/17/2009	
<input type="checkbox"/> NOTICE OF VIOLATION	<input checked="" type="checkbox"/> CESSATION ORDER (CO)	<input type="checkbox"/> FAILURE TO ABATE CO
<b>Permittee Name:</b> UtahAmerican Energy Inc.	<b>Inspector Number and ID:</b> 46 PHESS	
<b>Mine Name:</b> Horse Canyon Mine	<b>Date and Time of Inspection:</b> 03/17/2009 5:03 pm	
<b>Certified Return Receipt Number:</b> 7002 0150 0002 0896 5106	<b>Date and Time of Service:</b> 03/17/2009 5:03 pm	
<b>Nature of condition, practice, or violation:</b> 1) Failure to Maintain Bond Coverage for the Horse Canyon Mine Permit Area "A" Ditch 31 reclamation area through a Surety having a minimum A.M. Best Rating of A-.		
<b>Provisions of Act, regulations, or permit violated:</b> 1) R645-812.700: Maintain Adequate Bond Coverage at all times; 2) R645-860.110: Surety Providing Bond Coverage must have a minimum A.M. Best Rating of A- (or better).		
<input type="checkbox"/> <b>This order requires Cessation of ALL mining activities.</b> (Check box if appropriate.)		
<input type="checkbox"/> Condition, practice, or violation is creating an imminent danger to health or safety of the public.	<input type="checkbox"/> Permittee is/has been conducting mining activities without a Permit.	
<input type="checkbox"/> Condition, practice, or violation is causing or can reasonably be expected to cause significant, imminent environmental harm to land, air, or water resources.	<input type="checkbox"/> Permittee has failed to abate Violation(s) included in <input type="checkbox"/> Notice of Violation or <input type="checkbox"/> Cessation Order within time for abatement originally fixed or subsequently extended.	
<input type="checkbox"/> <b>This order requires Cessation of PORTION(S) of mining activities.</b>		
<b>Mining activities to be ceased immediately:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>Abatement Times (if applicable).</b>	
Permit Area "A" is a reclaimed area which has a Phase III bond release application submitted to the Division. The Permittee must address deficiencies before a bond release can be given. Ditch 31 will not be released as part of the Phase III application.	Bond amount for Ditch 31 must be posted with the DOGM by April 16, 2009 @ 5 PM (30 days from issue).	
<b>Action(s) required:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No The Permittee must post a surety bond or a cash bond of \$ 8,000.00 to cover the reclamation and / or repair of Ditch 31 for the time remaining in the bond release period for Ditch 31. The Surety must have an A.M. Best rating of A- or better.		
<b>R. Jay Marshall, P.E. / Gen'l. Mgr.</b> (Print) Permittee Representative	<b>PETER HESS</b> (Print) DOGM Representative	
Permittee Representative's Signature - Date	DOGM Representative's Signature - Date <i>Peter Hess 3/17/2009 5:03 PM</i>	
<b>SEE REVERSE SIDE Of This Form For Instructions And Additional Information</b>		

U.S. Postal Service <sup>TM</sup>  
**CERTIFIED MAIL <sup>TM</sup> RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

EAST CARBON UT 84520

**OFFICIAL USE**

Postage	\$ 00.42	0501 09 Postmark Here
Certified Fee	\$ 2.70	
Return Receipt Fee (Endorsement Required)	\$ 2.20	
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
Total Postage & Fees	\$ 5.32	03/18/2009

Sent To: R. Jay Marshall, P.E.  
Street, Apt. No.,  
or PO Box No. P.O. Box 910  
City, State, Zip+4 East Carbon, Ut. 84520

PS Form 3800, August 2006

See Reverse for Instructions

9015 9690 2000 0510 0111