



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

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Mine File

February 20, 1997

CERTIFIED RETURN RECEIPT REQUESTED
P 074 976 858

Brad Bourquin, P.E.
Horizon Coal Company
1131 South Dover Street
Lakewood, Colorado 80232

Re: Hearing Memorandum and Finalized Assessment for State Violation N96-35-1-2, Horizon Coal Company, Horizon Mine, ACT/007/020, Folder #5, Carbon County, Utah

Dear Mr. Bourquin:

On January 21 and January 28, 1997, an Informal Hearing and Assessment Conference was held to review the fact of violation and proposed assessment for state violation N96-35-1-2, Horizon Mine, Horizon Coal Company. As a result of a review of all pertinent data and facts, including those presented in the Informal Hearing and Assessment Conference, please find enclosed a Hearing Memorandum and Finalized Assessment.

Within fifteen (15) days of your receipt of this letter, you or your agent may make a written appeal to the Board of Oil, Gas and Mining. To do so, you must escrow the assessed civil penalties with the Division within a maximum of thirty (30) days of receipt of this letter, but in all cases prior to the Board Hearing. Failure to comply with this requirement will result in a waiver of your right of further recourse.

If no timely appeal is made, this assessed civil penalty must be tendered within thirty (30) days of your receipt of this letter. Please remit payment to the Division, mail c/o Vicki Bailey at the address listed above.

Thank you for your cooperation.

Sincerely,

Lowell P. Braxton

Lowell P. Braxton
Assessment Conference Officer

vb

Enclosures

cc: James Fulton, OSM

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RECEIPT FOR CERTIFIED MAIL

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

DOCM VB ACT/007/020 N96-35-1-2 1 OF 2 IF/AC

BRAD BOURQUIN PE	
HORIZON COAL CO	
Street and No.	
1131 S DOVER ST	
P.O., State and ZIP Code	
LAKEWOOD CO 80232	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

PS Form 3800, June 1985



DOCM VB ACT/007/020 N96-35-1-2 1 OF 2 IF/AC

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 box(es) for additional service(s) requested.

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

3. Article Addressed to: BRAD BOURQUIN PE HORIZON COAL CO 1131 S DOVER ST LAKEWOOD CO 80232	4. Article Number P 074 976 858
5. Signature - Address X <i>Brad Bourquin</i>	6. Signature - Agent X
	7. Date of Delivery
8. Addressee's Address (ONLY if requested and fee paid)	

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

Always obtain signature of addressee or agent and DATE DELIVERED.

PS Form 3811, Mar. 1988 U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

