



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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April 6, 1999

TO: File

FROM: Wm. J. Malencik, Reclamation Specialist *WJM by tam*

RE: Meeting, Horizon Coal Company, Horizon Mine, ACT/007/020, Folder #2, Carbon County, Utah

DATE OF MEETING: April 5, 1999, 1:30 p.m.

WHERE HELD: DOGM, Salt Lake City

ATTENDEES: Daron Haddock, Joe Helfrich, Pam Grubaugh-Littig, Wayne Western, and Bill Malencik

LATE ATTENDEES: Dan Moquin and Mary Ann Wright

SUBJECT:

- ITEM #1 NOV 99-26-1-1, concerning Division Order.
- ITEM #2 Potential NOV 99-26-2-1, coal waste pile performance standards.
- ITEM #3 Potential CO 99-26-1-1, Mining outside the permit boundaries.

NOTE: Items #1, #2, and #3 were discussed at 4/2/99 closeout meeting with Larry Jones, Vicky Miller, Joe Helfrich, Wayne Western, and Bill Malencik.

TENTATIVE CONCLUSIONS REACHED

- ITEM #4 That the extension requested by Ms. Dragoo be acted upon in a formal manner before the NOV 99-26-1-1 is served. Immediately thereafter NOV will be served by Mr. Malencik.
- ITEM #5 That the potential performance standard violation NOV 99-26-2-1 not be issued. Further, permitting and compliance standards need to be re-

evaluated on coal waste storage on both temporary and permanent piles.

ITEM #6 That the underground DOGM/BLM field investigation would be delayed until April 7 because of BLM scheduling conflicts. Conclude that a CO must be issued after joint underground investigation. This will validate if coal has been extracted outside of the approved DOGM permit boundary as purportedly shown on the recent mine map given to BLM.

OTHER:

ITEM #7 Discussed whether the Director and inspector should broker a meeting between Horizon/Cyprus Willow management/environmental coordinator. Ms. Wright said she had no problem with Mr. Malencik making such an effort.

ITEM #8 Legal case posturing on Item #1 was discussed. Mr. Moquin pointed out it is more of a management decision on how to proceed because of the bifurcated action by Ms. Dragoo.

ITEM #9 Ms. Wright informed me they would:
-review the formal NOV 99-26-1-1
-review my notes on the potential CO 99-26-1-1
-advise me further. (I concluded that Ms. Wright concurred with tentative conclusion on item #2).

FOLLOW-UP:

- A) Division management will notify me of the final decision per Item #9.
- B) Mr. Malencik broker meeting between Horizon and Cyprus. Purpose, to determine if Cyprus is willing and under what conditions to acquire the Horizon present coal waste stockpile.
- C) Attendees: should your conclusion not square with my summary please send me your corrections.

sd/tam

cc: Mary Ann Wright
Dan Moquin
Daron R. Haddock
Joseph C. Helfrich
Pamela Grubaugh-Littig
Wayne Western

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From: Stephanie Dunlap
To: Tiffini Moss
Date: Tue, Apr 6, 1999 2:27 PM
Subject: 4-5-99 Horizon Meeting

Could you please see that the following people get a copy of this memo from Bill? Probably should print it out on letterhead, then go ahead and surname for Bill. Go ahead and write "WJM by TM" beside Reclamation Specialist.

I tried to save the file in the O:\.....\PFOFINAL, but O:\drive is down again.

Daron Haddock Joe Helfrich Pam Grubaugh-Littig Wayne Western Dan Moquin Mary Ann Wright