

0001



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

Michael O. Leavitt  
Governor  
Ted Stewart  
Executive Director  
James W. Carter  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340  
801-359-3940 (Fax)  
801-538-5319 (TDD)

December 20, 1994

TO: File

FROM: Pamela Grubaugh-Littig, Permit Coordinator 

RE: Investigation Done for OSM Letter Dated November 21, 1994 - AVS for Permit Renewal and Transfer, Banning Loadout, Soldier Creek Coal Company, Folder #2, Carbon County, Utah

The November 21, 1994 letter from OSM-AFO stated that OSM-AFO "had reason to believe that permit ACT/007/034 was issued to Soldier Creek Coal Company in apparent violation of the requirements of Section 510 (c) and R645-300-162.

I called Earl Bandy, OSM-AVSO, on November 29, 1994 to inquire what needed to be done. On December 1, 1994 Sherry Wilson, OSM-AVSO called to notify me that the permit ACT/007/034 was not in the AVS system, although this permit had been transferred on September 14, 1993 and renewed on October 24, 1993.

My search for the AVS check and 510 (c) for both of these permitting actions through the Division files and in consultation with Daron Haddock and Joe Helfrich, found the attached "system" recommendation, not an OSMRE recommendation for "PRO/007/034".

Therefore, to resolve this problem I:

- 1) Entered permit information for the Banning Loadout into the AVS system with Soldier Creek Coal Company as the applicant along with all of the OFT (organizational family tree),
- 2) Requested an OSMRE recommendation for the relevant permit. A "conditional issue" was the result of this request and a subsequent 510 (c) memo, attached, and
- 3) Prepared a revised permit for the Banning Loadout containing a condition required by the AVS check.

cc: James Carter  
Lowell Braxton



DATE: 31 AUG 93

APPLICANT VIOLATOR SYSTEM  
APPLICATION EVALUATION REPORT

TIME: 11:16:17

STATE: UT

APPNO: PR0007034

SEQNO: 0

PAGE: 1

APPLICANT'S ENTITY ID: 089070

APPLICANT'S NAME : SOLDIER CREEK COAL CO

SYSTEM RECOMMENDATION IS BASED ON ENTITY OFT

```

*****
*
* SYSTEM RECOMMENDATION           :           ISSUE           *
* PREVIOUS SYSTEM RECOMMENDATION:                               *
*
*
*
*****

```

F2/PROCEED F3/QUIT F4/MAIN F6/REPORT F9/VIEW VIOL F10/VIEW OFT

DATE: 31 AUG 93

APPLICANT VIOLATOR SYSTEM  
APPLICATION EVALUATION REPORT

TIME: 11:17:54

STATE: UT

APPNO: ACT007018

SEQNO: 0

PAGE: 1

APPLICANT'S ENTITY ID: 089070

APPLICANT'S NAME : SOLDIER CREEK COAL CO

SYSTEM RECOMMENDATION IS BASED ON ENTITY OFT

```

*****
*
* SYSTEM RECOMMENDATION           :           ISSUE           *
* PREVIOUS SYSTEM RECOMMENDATION:           ISSUE(930816)      *
* OSMRE RECOMMENDATION            :           ISSUE(930817)      *
*
*
*****

```

F2/PROCEED F3/QUIT F4/MAIN F6/REPORT F9/VIEW VIOL F10/VIEW OFT