

BEFORE THE DIVISION OF OIL GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

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IN THE MATTER OF CYPRUS	:	
PLATEAU MINING CORPORATION	:	INFORMAL CONFERENCE
PROPOSED WILLOWCREEK MINE,	:	FINDINGS, CONCLUSIONS
CARBON COUNTY, UTAH	:	AND ORDER
	:	
	:	CAUSE NO. PRO/007/038
	:	

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On December 6, 1995, the Division of Oil, Gas and Mining ("Division") held an informal conference concerning the permit application package submitted by Cyprus Plateau Mining Corporation for the Willowcreek Mine located in Carbon County, Utah. The following individuals attended:

- Presiding: James W. Carter
Director
- Petitioner: Jim Stevenson
Clyde Wayment
United Mine Workers of America
- Applicant: Ben Grimes
Keith Sieber
Cyprus Plateau Mining Corporation

The Findings, Conclusions, and Order in this matter are based on information provided by the Petitioner and Applicant in connection with this informal hearing, and on information in the files of the Division.

FINDINGS OF FACT

1. Notice of the informal conference was properly given.
2. By letter dated November 10, 1995, the United Mine Workers of America requested a "hearing" to discuss several issues of concern to the UMWA involving the proposed Willowcreek Mine.
3. Pursuant to Utah Code Ann. Section 40-10-13 and Utah Administrative Rule R645-300-123, an informal conference in the matter was held on December 6, 1995. At the informal conference, the Petitioner provided information and asked questions about the application, and the Applicant provided information about and explanation of the permit application.
4. The Petitioner expressed concern about the length of time afforded to prepare for the informal conference and about the availability of documents and information on their application. The Division allowed the Petitioner through the close of business on December 22, 1995, extended to December 29, 1995, to supplement the record in this matter, and allowed the Applicant through the close of business on January 5, 1996, to respond. Neither the Petitioner nor the Applicant has submitted additional information to date.

CONCLUSIONS OF LAW

1. No information received by letter or at the informal conference in this matter rebuts the information contained in the permit application package, nor does the information received suggest that any additional information is required from the Applicant or other parties for the Division to make a fully informed decision on the permit application.

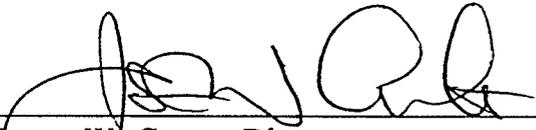
ORDER

NOW THEREFORE, it is ordered that:

1. The information received at the informal conference will be incorporated into and made a part of the record in this matter. The Applicant will not be required to submit further information as a result of the informal conference.

2. The Petitioner may appeal the determinations of fact of violation and/or the finalized assessments to the Board of Oil, Gas and Mining by filing said appeal within 30 days of the date of this Order, in accordance with statutory and regulatory requirements, including placing the assessed civil penalty in escrow.

SO DETERMINED AND ORDERED this 31st day of January, 1996.



James W. Carter, Director
Division of Oil, Gas and Mining
State of Utah

H:CYPRUS

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the foregoing INFORMAL CONFERENCE FINDINGS, CONCLUSIONS AND ORDER, Cause No. PRO/007/038, to be mailed, postage prepaid, this 1st day of February, 1996, to the following:

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