

**CONSOL ENERGY™****Consolidation Coal Company**

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August 11, 2003

Mr. Lowell Braxton, Director
Utah Division of Oil Gas & Mining
Utah Coal Regulatory Program
1594 W. North Temple, Suite 1210
Salt Lake City, Utah 84114-5801

Re: NOV 03-39-1-1, Permit C/015/015
Consolidation Coal Company, Emery Deep Mine

Dear Mr. Braxton:

This letter is to request an extension of time to comply with the remedial action plan outlined by the Division following our meeting held on July 31, 2003. The time extension is necessary to provide consultants from Norwest Mining Corporation to investigate and develop a plan, which will implement Best Technology Currently Available for correcting the coal fine issue at Emery Deep. This plan will be presented to the Division at a meeting to be held in the Division's office on August 26, 2003. Therefore, we request an extension until August 26, 2003 to the NOV.

If you have any questions concerning this request, please contact me at this office.

Sincerely,

Timothy D. Kirschbaum
Environmental Engineer
(618)625-6847

cc: J. Byars, Emery Mine
K. Cheeks, Pittsburgh
J. Pachter, Pittsburgh

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DIV. OF OIL, GAS & MINING