

**CONSOL ENERGY™**

Consolidation Coal Company
P.O. Box 566
Sesser, IL 62884
Phone: (618) 625-2041
Fax: (618) 625-6844

August 26, 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

Anca
8/15/03
Copy from

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 Consol Energy and consultants from Norwest Corporation to compile and submit an application to the MRP for fugitive dust control methods described in Norwest's presentation to the Division on August 26, 2003. The proposed application of permit change will incorporate these controls to eliminate or substantially reduce the creation of fugitive coal dust at the 4th East Portal. The application will be submitted to the Division on or before September 12, 2003. Therefore, we request an extension to the NOV of September 12, 2003.

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

RECEIVED
AUG 26 2003
DIV. OF OIL, GAS & MINING