



0018

STATE OF UTAH
NATURAL RESOURCES & ENERGY
Oil, Gas & Mining

ACT/015/017

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Cleon B. Feight, Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

February 17, 1982

#0367237

REGISTERED - RETURN RECEIPT REQUESTED

Mr. Ralph Jerman
Utah Power & Light Company
P.O. Box 899
Salt Lake City, Utah 84110

RE: Assessment Conference Report
and Assessment of Civil Penalty
Violation No. N81-6-1-2

Dear Mr. Jerman:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A., 40-10-1, et seq, at the Church Mine, Emery County, Utah. The civil penalty of \$100.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Inspector
Assessment Officer

Enclosure

ASSESSMENT CONFERENCE REPORT
 Utah Division of Oil, Gas & Mining
 1588 West North Temple
 Salt Lake City, Utah

NOV/CO No. N81-6-1-2

Location of Conference: Salt Lake City, Utah

Date of Conference: January 13, 1982

Company Name/Mine Name: Utah Power & Light Co./Church Mine-ACT/015/017

<u>Persons in Attendance</u>	<u>Title</u>
<u>Ralph Jerman, Chris Shingleton</u>	<u>Utah Power and Light Company</u>
<u>Jean Doutre, Tom Portle, Joe Helfrich</u>	<u>Division of Oil, Gas and Mining</u>
<u>Carolyn Driscoll, Ron Daniels</u>	<u>Division of Oil, Gas and Mining</u>

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>1 of 2</u>	<u>\$ 50.00</u>
<u>2 of 2</u>	<u>50.00</u>
<u>TOTAL</u>	<u>100.00</u>

Approved: _____ Date: _____
 (Signature of Conference Officer)

This assessment has been set as a result of an informal conference held by the assessment officer. Should the Company desire a review in a more formal proceeding before the Board of Oil, Gas & Mining, a hearing can be requested within 30 days of receipt of this report.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-6-1-2

Violation 1 of 2

(a) Nature of violation: Failure to maintain sediment control structures.

(b) Date of termination: ---

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	1	1
(b) Seriousness		
(1) Probability of Occurrence	12	10
Extent of Damage	4	1
(2) Obstr. to Enforcement	-	-
(c) Negligence	8	8
(d) Good Faith	-	-
(e) Acreage	-	-15
TOTAL	25	5

3. Narrative:

(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

Probability and extent of damage were shown to be less than originally estimated.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-6-1-2

Violation 1 of 2

(a) Nature of violation: Failure to keep blasting records.

(b) Date of termination: September 14, 1981

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	1	-1
(b) Seriousness		
(1) Probability of Occurrence		
Extent of Damage		
(2) Obstr. to Enforcement	12	4
(c) Negligence	8	8
(d) Good Faith		-8
(e) Acreage		
TOTAL	21	5

3. Narrative:

(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

The violation did occur but the consequences of not being able to produce the blasting record were shown not to be significant due to the location and extent of the blasting.