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JON M. HUNTSMAN, JR.  
Governor

GARY R. HERBERT  
Lieutenant Governor

**State of Utah**  
DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

**Division of Oil, Gas and Mining**

JOHN R. BAZA  
Division Director

Handwritten initials, possibly "JK", in the top right corner.

September 25, 2008

CERTIFIED MAIL  
7005 2570 0000 4801 7208

Ken Fleck  
Energy West Mining Company  
15 North Main Street  
P.O. Box 1240  
Huntington, Utah 84528

Subject: Assessments Conference for Notice of Violation, Citation #10029, Deer Creek Mine, C/015/0018.

Dear Mr. Baker:

In accordance with R645-401-700 and your request dated August 27, 2008 please be advised that an informal conference for Notice of Violation #10029, Deer Creek Mine, has been established for Tuesday, October 14, 2008, beginning at 10:00 a.m. This informal conference is to review the Fact of Violation and the proposed penalty assessment.

Pertinent, written material you wish reviewed before the conference can be forwarded to Dana Dean, Associate Director, Mining and John Baza Assessment Conference Officer, at the address listed below.

The conference will be held in the Salt Lake City Office of the Department of Natural Resources. Please check in at the DNR and OGM front desk and then proceed to the conference room.

Sincerely,

Handwritten signature of Vickie Southwick in cursive.

Vickie Southwick  
Executive Secretary

vs  
cc: Karl Houskeeper  
Dana Dean  
Daron Haddock  
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LETTER DATED 9/25/2008  
FACT OF VIOLATION 10029  
C/15/008 DEER CREEK MINE

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**0032**

**Send To**  
**KEN FLECK**  
**15 NORTH MAIN STREET**  
**P.O. BOX 1240**  
**HUNTINGTON, UTAH 84528**