

U.S. Department of Labor

Mine Safety and Health Administration
P O Box 25367
Denver, Colorado 80225



Coal Mine Safety and Health
District 9

DEC 1 2015

Mine Manager
East Mountain Energy LLC
P.O. Box 611
Castle Dale, Utah 84513

RE: Deer Creek Mine
ID No. 42-00121
Ventilation Plan
Bulkheads

Dear Mine Manager:

As a follow-up review, we have reconsidered your request for the use of bulkheads as in the final sealing of the Deer Creek Mine. We do not have the authority to approve bulkheads for the purposes described. Seal designs pursuant to 30 CFR §75.335 are for purposes of sealing unventilated atmospheres and are not intended impound water [see 30 CFR §75.335(c)(3)(iv)(H)].

However, your sealing plan needs to comply with the aspects included in 30 CFR §75.1711.

If you have any questions or if you would like to meet and discuss this matter, please contact this office at 303-231-5458.

Sincerely,


Russell J. Riley
District Manager