



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Norman H. Bangertter  
Governor  
Dee C. Hansen  
Executive Director  
Dianne R. Nielson, Ph.D.  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340

May 27, 1992

CERTIFIED RETURN RECEIPT  
P 074 979 245

Mr. Wendell Owen  
Co-Op Mining Company  
P.O. Box 1245  
Huntington, Utah 84528

Dear Mr. Owen:

Re: Proposed Assessment for State Violation No. C92-40-1-1, Co-Op Mining Company, Bear Canyon Mine, ACT/015/025, Folder #5, Emery County, Utah

The undersigned has been appointed by the Board of Oil, Gas and Mining as the Assessment Officer for assessing penalties under R645-401.

Enclosed is the proposed civil penalty assessment for the above-referenced violation. The violation was issued by Division Inspector, Hugh Klein on May 11, 1992, 1992. Rule R645-401-600 et. sec. has been utilized to formulate the proposed penalty. By these rules, any written information which was submitted by you or your agent, within fifteen (15) days of receipt of the Notice of Violation, has been considered in determining the facts surrounding the violation and the amount of penalty.

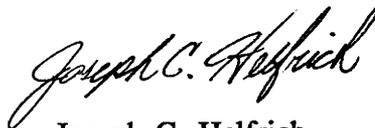
Under R645-401-700, there are two informal appeal options available to you:

1. If you wish to informally appeal the fact of this violation, you should file a written request for an Informal Conference within 30 days of receipt of this letter. This conference will be conducted by the Division Director. This Informal Conference is distinct from the Assessment Conference regarding the proposed penalty.
2. If you wish to review the proposed penalty assessment, you should file a written request for an Assessment Conference within 30 days of receipt of this

letter. If you are also requesting a review of the fact of violation, as noted in paragraph 1, the Assessment Conference will be scheduled immediately following that review.

**If a timely request for review is not made, the fact of violation will stand, the proposed penalty(ies) will become final, and the penalty(ies) will be due and payable within thirty (30) days of the proposed assessment. Please remit payment to the Division, mail c/o Vicki Bailey.**

Sincerely,



Joseph C. Helfrich  
Assessment Officer

jbe

Enclosure

cc: Bernie Freeman, OSM

WORKSHEET FOR ASSESSMENT OF CESSATION ORDERS  
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Co-Op Mining Company/Bear Canyon Mine CO #C92-40-1-1

PERMIT # ACT/015/025 VIOLATION 1 OF 1

Nature of the Cessation Order:

Failure to abate NOV N92-40-9-1 and subsequently extended under the April 7, 1992 qualification.

Date of Abatement of Cessation Order: May 11, 1992

Date of Receipt of Cessation Order: May 11, 1992

List the days of Failure to Abate: 1

Number of Days x \$750.00/day = TOTAL ASSESSED FINE: \$750.00

Assessment Date 05/20/92

Assessment Officer: Joseph C. Helfrich

Proposed Assessment

Final Assessment

jbe