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State of Utah

DEPARTMENT OF NATURAL RESOURCES

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Division of Oil, Gas and Mining

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Division Director

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January 6, 2009

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Shawn Baker
Hiawatha Coal Company
P.O. Box 1240
Huntington, Utah 84528

Subject: Assessments Conference for State Notice of Violation, No. N10031, Hiawatha Coal Company
Bear Canyon Mine C/015/0025

Dear Mr. Baker:

In accordance with R645-401-700 and your request dated December 23, 2008 please be advised that an informal assessment conference for Notice of Violation No. N10031, Hiawatha Coal Company, Bear Canyon Mine C/015/0025 has been established for Tuesday, January 27, 2009 beginning at 10:00 a.m. This assessment 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 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 front desk and then proceed to the conference room.

Sincerely,

Vickie Southwick
Executive Secretary

vs

cc: Karl Houskeeper
Dana Dean
Joe Helfrich

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| Postage | LETTER DATED 1/6/2009 ASSESSMENT CONFERENCE VIOLATION NO. N10031 BEAR CANYON MINE <u>C/15/0025</u> |
| Certified Fee | |
| Return Receipt Fee (Endorsement Required) | |
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SHAWN BAKER
PO BOX 1240
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