

Outgoing
C0150025
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**Action Taken on Existing Citation
Utah Coal Regulatory Program**
1594 West North Temple, Salt Lake City, UT 84114
Phone: (801) 538 - 5285 Fax: (801) 359-3940

Action on Citation#: **10034**
Permit Number: **C0150025**
Date Cit. Issued: **2 FEB 2009**

<input type="checkbox"/> MODIFICATION of	<input checked="" type="checkbox"/> TERMINATION of	<input type="checkbox"/> VACATION of
<input type="checkbox"/> NOTICE OF VIOLATION	<input checked="" type="checkbox"/> CESSATION ORDER (CO)	<input type="checkbox"/> FAILURE TO ABATE CO

Permittee Name: Hiawatha Coal Company, Inc.	Inspector Number and ID: 50 DDEAN
Mine Name: Bear Canyon Mine	Date and Time of Action:
Certified Return Receipt Number:	Date and Time of Service:

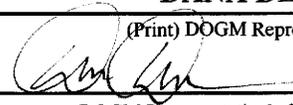
In accordance with the provisions of the Utah Coal Mining and Reclamation Act, Utah Code Ann. § 40-10-1 et. seq. (Act), the above referenced Citation is:

Modified as follows:

Reason for modification:

Terminated because:
 Hiawatha Coal Company ceased mining at the end of Longwall Panel 2, as required by the CO. Subsequently, the bankruptcy court affirmed that Hiawatha Coal Company did not have the right of entry to mine at Bear Canyon. Rhino Energy purchased the assets of CW Mining and is now legally operating the Bear Canyon Mine with proper bonding and insurance coverage after a permit transfer. This CO was not terminated earlier because Hiawatha Coal Company had appealed it to the Board of Oil, Gas and Mining and asked for several extensions, keeping the matter open. Hiawatha Coal Company dropped the appeal and paid the fine on February 28, 2011, allowing the matter to be closed.

Vacated because:

_____	DANA DEAN
(Print) Permittee Representative	(Print) DOGM Representative
_____	 3-24-11
Permittee Representative's Signature - Date	DOGM Representative's Signature - Date

Refer to the "Citation For Non-Compliance" for additional information