

#4316

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# TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

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June 5, 2013

TO: Internal File

THRU: Joe Helfrich, Team Lead 

FROM: Suzanne Steab, Engineering Tech II 

RE: Midterm Permit Review, Bear Canyon Mine, Castle Valley Mining LLC, C/015/0025, Task ID #4316

## **SUMMARY:**

In accordance with R645-303-211, The Division is required to review each active permit during its term. The Division commenced the Midterm Review for the Bear Canyon Mine on April 2, 2013. This Technical Memorandum reviews the ownership and control information to ensure that it is current and correct as compared to the information found in the Applicant Violator System (AVS).

The findings in this memo are based on a review of the current Mining and Reclamation Plan (MRP).

An AVS violation check was conducted for the Bear Canyon Mine on June 5, 2013. The permit evaluation retrieved no violations in the system.

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**TECHNICAL ANALYSIS:**

**GENERAL CONTENTS**

**IDENTIFICATION OF INTERESTS**

Regulatory Reference: 30 CFR 773.22; 30 CFR 778.13; R645-301-112

**Analysis:**

Castle Valley Mining LLC is the permittee and operator of the Bear Canyon Mine. Castle Valley Mining LLC is solely owned by Rhino Energy LLC located in Kentucky.

The Ownership and Control information is current as of December 2010 and is found in Appendix 1H.

The ownership of Castle Valley Mining LLC and Rhino Energy LLC was checked against the AVS database on June 5, 2013.

**Findings:**

Some of the information in the current MRP, Appendix 1H, does not match the information found in the OSM/AVS.

**Castle Valley Mining LLC**

Chad Hunt, President, end date of 3/2/12  
Christopher Moravec, Senior Vice President, end date of 3/2/12  
Joseph Miller, Vice President, end date of 7/16/12  
Gary Isaac, Assistant Secretary, end date of 12/31/12

Chad Hunt, Vice President, start date of 3/2/12  
Christopher Walton, President, start date of 4/11/12  
Jeff Quatman, Vice President, start date of 3/31/11  
Whitney Kegley, Vice President, Secretary & General Counsel, start dates of 7/16/12

**Rhino Energy LLC**

Mark Zand, Chairman, end date of 10/5/10

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Christopher Moravec, Senior Vice President, end date of 3/2/12  
Joseph Miller, Vice President & Asst Secretary, end dates of 7/6/12  
Arthur Amron, Vice President & Asst Secretary, end dates of 10/5/10  
Jay Maymudes, Vice President, Secretary & Treasurer, end dates of 10/5/10  
Paul Jacobi, Vice President, end date of 10/5/10  
Corey Heaps, Vice President, end date of 12/21/11

Christopher Walton, Sr Vice President & Chief Operations Officer, start dates of 4/11/12  
Jeff Quatman, Vice President, start date of 1/1/11  
Whitney Kegley, Vice President, Secretary & General Counsel, start dates of 7/16/12

*Please address the above discrepancies by either updating the information in the MRP to reflect what is in AVS or provide Secretary Certificates to correct the AVS.*

**RECOMMENDATIONS:**

The Operator should submit updated pages to correct the Ownership and Control information in the Bear Canyon MRP in accordance with **R645-301-112.330**.