



GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

October 26, 2015

Jaren Jorgensen
Castle Valley Mining, LLC
P.O. Box 475
Huntington, Utah 84528

Subject: Five-Year Permit Renewal, Bear Canyon Mine, Castle Valley Mining, LLC, C/015/0025, Task ID #4957

Dear Mr. Jorgensen:

The permit renewal for the Bear Canyon Mine is approved. Enclosed are two (2) copies of the renewed permanent program mining and reclamation permit for the Bear Canyon Mine.

Please read the permit to be sure you understand the requirements, then have both copies signed by the appropriate Castle Valley Mining, LLC representative and return one to the Division.

If you have any questions, please call Daron Haddock at (801) 538-5325 or myself at (801) 538-5334.

Sincerely,

John R. Baza
Director

JRB/DRH/sqs
Enclosure
O:\015025.BCN\PERMIT\2015\BazaLetter.doc



UTAH DIVISION OF OIL, GAS AND MINING
STATE DECISION DOCUMENT

For
PERMIT RENEWAL

Castle Valley Mining, LLC
Bear Canyon Mine
C/015/0025
Emery County, Utah

October 26, 2015

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PERMITTING CHRONOLOGY

Castle Valley Mining, LLC
Bear Canyon Mine
Permit Renewal
C/015/0025
Emery County, Utah

October 26, 2015

- | | |
|--|---|
| July 17, 2015 | Castle Valley Mining, LLC submitted a permit renewal application. |
| July 21, 2015 | Determination of Administrative Completeness of permit renewal application. |
| July 21, 2015 | Permit renewal completeness determination sent to applicable state, federal, and county agencies. |
| July 28 & August
4, 11 and 18, 2015 | Public notice for permit renewal for the Bear Canyon Mine published in the <u>Emery County Progress</u> . |
| September 18, 2015 | Comment period ends. No comments received. |
| October 26, 2015 | AVS recommendation with no violations in the system. |
| October 26, 2015 | Bear Canyon Mine permit is renewed effective November 2, 2015. |

ADMINISTRATIVE OVERVIEW

Castle Valley Mining, LLC
Bear Canyon Mine
Permit Renewal
C/015/0025
Emery County, Utah

October 26, 2015

BACKGROUND

The Bear Canyon Mine was originally permitted by Co-Op Mining Company (aka CW Mining) in the Huntington Canyon area. The original permit for the Bear Canyon Mine was issued on November 1, 1985, with subsequent permit renewals on May 29, 1991, November 2, 1995, November 2, 2000, November 2, 2005 and November 2, 2010. Mining began in the Blind Canyon Seam, and in 1994, the Division approved mining the Tank seam. The Division received the proposal to mine on the east side of the Bear Canyon Fault (Wild Horse Ridge) on December 18, 1998, this mine expansion received mining plan approval on February 1, 2002. On September 26, 2005, the Division approved a minor amendment to add a 40-acre Incidental Boundary Change (IBC) to federal lease U-38727.

On April 5, 2007 the Division approved the addition of private and federal leases associated with the Morhland area for an addition of 7591.29 acres to the Bear Canyon Mine permit area. This addition received federal mine plan approval on July 3, 2007.

Room and pillar mining occurs in the Bear Canyon seam (middle seam) the Hiawatha seam (lower seam) and the Tank Seam. The permit area now encompasses 10991.83 acres and the disturbed area is 40.46 acres.

In June of 2008, CW Mining, permittee and operator of the Bear Canyon Mine, attempted a sale of the mine to Hiawatha Coal Company. Hiawatha Coal Company approached the Division of Oil, Gas, and Mining in July of 2008 for a permit transfer. The transfer was complicated by an involuntary bankruptcy petition filed by a creditor of CW Mining, and reluctance by the surety company to transfer the bond coverage.

In April of 2009, the Bankruptcy Court declared that the sale of the mine and assets to Hiawatha Coal Company was not valid and the Trustee retains rights to the mine and all assets of CW Mining. Subsequently, the Division denied the permit transfer.

Shortly thereafter, Castle Valley Mining, LLC entered into coal operating agreements with the Trustee which gave them the exclusive right to mine the coal on specific tracts of land owned and leased by C.O.P. Coal Development Co. and ANR Company Inc.

A transfer application that assigned the permit to Castle Valley Mining LLC was received on October 12, 2010 and approved December 16, 2010. Castle Valley Mining, LLC continues to operate the Bear Canyon mine.

PERMIT RENEWAL

Castle Valley Mining, LLC made application to the Division of Oil Gas and Mining for a five-year permit renewal for the Bear Canyon Mine on July 17, 2015. This renewal encompasses the same permit area and disturbance as currently approved in the permit.

The application for permit renewal was submitted at least 120 days prior to permit renewal. The renewal application was determined administratively complete on July 21, 2015. Public notice for this permit renewal was published in the Emery County Progress on July 28, August 4, 11 and 18, 2015.

ANALYSIS

The permittee has provided evidence of an adequate performance bond and liability insurance. The site continues to be maintained in compliance with the performance standards. Requisite information for the permit renewal application was made and all notices were published as required. No comments were received.

RECOMMENDATION

Approval for this permit renewal is recommended.

PERMIT RENEWAL FINDINGS

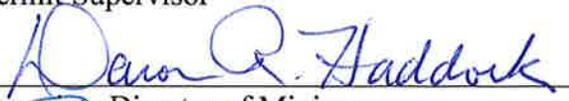
Castle Valley Mining, LLC
Bear Canyon Mine
Permit Renewal
C/015/0025
Emery County, Utah

October 26, 2015

1. The permit renewal term will not exceed the original permit term of five years (R645-303-234).
2. The terms and conditions of the existing permit are being met. (R645-303-233.110).
3. The present coal mining and reclamation operations are in compliance with the environmental protection standards of the Act and the Utah State Program (R645-303-233.120).
4. The requested renewal will not substantially jeopardize the operator's continuing ability to comply with the Act and the Utah State Program (R645-303-233.130).
5. The operator has provided evidence of maintaining liability insurance in full effect (National Union Fire Ins. Co of Pittsburgh, Policy GL1903168) (R645-303-233.140).
6. The operator has a reclamation surety on file with the Division and has provided evidence that the surety will remain in full effect. (Western Surety Company, Bond No. 929518448 in the amount of \$2,210,000) (R645-303-233.150).
7. To date, the operator has submitted all updated information as required by the Division through this permit term. (R645-233.160).



Permit Supervisor

 *for Dana Dean*

Associate Director of Mining



Director

FEDERAL

**PERMIT
C/015/0025**

November 2, 2015

**STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114-5801
(801) 538-5340**

This permit, C/015/0025, is issued for the State of Utah by the Utah Division of Oil, Gas and Mining (Division) to:

**Castle Valley Mining, LLC
2352 North 7th Street, Unit B
Grand Junction, Colorado 81501
(970)245-2987**

for the Bear Canyon Mines. A performance bond is filed with the Division in the amount of \$2,210,000 payable to the State of Utah, Division of Oil, Gas and Mining and the United States Department of Interior, Office of Surface Mining Reclamation and Enforcement. The Division must receive a copy of this permit signed and dated by the Permittee.

Sec. 1 STATUTES AND REGULATIONS - This permit is issued pursuant to the Utah Coal Mining and Reclamation Act of 1979, Utah Code Annotated (UCA) 40-10-1 et seq, hereafter referred to as the Act.

Sec. 2 PERMIT AREA - The Permittee is authorized to conduct coal mining and reclamation operations on the following described lands within the permit area of the Bear Canyon Mines, situated in the State of Utah, Emery County, and located as follows:

Township 16 South, Range 7 East, SLBM

Sec. 1: Lots 1 and 2, S1/2 NE1/4, SE1/4;
Sec. 10: N1/2, N1/2 S1/2, SE1/4 SW1/4, S1/2 SE1/4;
Sec. 11: All;
Sec. 12: All;
Sec. 13: All;
Sec. 14: NE1/4, E1/2 NW1/4, S1/2;
Sec. 23: E1/2, E1/2 W1/2;
Sec. 24: All;
Sec. 25: All;
Sec. 26: NE1/4 NE1/4, NW1/4 NE1/4, N1/2 SW1/4 NE1/4 and the access/haul road and topsoil storage area.

Township 16 South, Range 8 East, SLBM

- Sec. 6: Lots 11-14, E1/2 SW1/4, W1/2 SE1/4, SE1/4SE1/4;
Sec. 7: All;
Sec. 8: NW1/4, W1/2 E1/2, N1/2 SW1/4, SE1/4 SW1/4, SW1/4 SW1/4;
Sec. 16: All;
Sec. 17: All;
Sec. 18: All;
Sec. 19: S1/2 NW1/4, SW1/4, SW1/4 SE1/4, N1/2SE1/4, S1/2 NE1/4, Lot 1,
NE1/4 NW1/4, N1/2 NE1/4;
Sec. 20: S1/2 NW1/4, N1/2 SW1/4, N1/2 NW1/4, NE1/4, NE1/4 SE1/4;
Sec. 21: E1/2 NW1/4, NE1/4, N1/2 SE1/4, W1/2 NW1/4, N1/2 SW1/4, SE1/4SW1/4, S1/2SE1/4;
Sec. 30: W1/2, W1/2 NE1/4, NW1/4 SE1/4; and

This legal description is for the permit area of the Bear Canyon Mines. The Permittee is authorized to conduct coal mining and reclamation operations connected with mining on the foregoing described property subject to the conditions of the leases, the approved mining plan, including all conditions and all other applicable conditions, laws and regulations.

Sec. 3 COMPLIANCE - The Permittee will comply with the terms and conditions of the permit, all applicable performance standards and requirements of the State Program.

Sec. 4 PERMIT TERM - This permit expires on November 2, 2020.

Sec. 5 ASSIGNMENT OF PERMIT RIGHTS - The permit rights may not be transferred, assigned or sold without the approval of the Director, DOGM. Transfer, assignment or sale of permit rights must be done in accordance with applicable regulations, including but not limited to 30 CFR 740.13{e} and R645-303.

Sec. 6 RIGHT OF ENTRY - The Permittee shall allow the authorized representative of the DOGM, including but not limited to inspectors, and representatives of the OSMRE, without advance notice or a search warrant, upon presentation of appropriate credentials, and without delay to:

- (a) Have the rights of entry provided for in 30 CFR 840.12, R645-400-110, 30 CFR 842.13 and R645-400-220;
- (b) Be accompanied by private persons for the purpose of conducting an inspection in accordance with R645-400-210 and 30 CFR 842, when the inspection is in response to an alleged violation reported to the Division by the private person.

Sec. 7 SCOPE OF OPERATIONS - The Permittee shall conduct underground coal mining activities only on those lands specifically designated as within the permit area on the maps submitted in the approved plan and approved for the term of the permit and which are subject to the performance bond.

Sec. 8 ENVIRONMENTAL IMPACTS - The Permittee shall minimize any adverse impact to the environment or public health and safety through but not limited to:

- (a) Any accelerated monitoring to determine the nature and extent of noncompliance and the results of the noncompliance;
- (b) Immediate implementation of measures necessary to comply; and
- (c) Warning, as soon as possible after learning of such noncompliance, any person whose health and safety is in imminent danger due to the noncompliance.

Sec. 9 DISPOSAL OF POLLUTANTS - The Permittee shall dispose of solids, sludge, filter backwash or pollutants in the course of treatment or control of waters or emissions to the air in the manner required by the approved Utah State Program and the Federal Lands Program which prevents violation of any applicable state or federal law.

Sec. 10 CONDUCT OF OPERATIONS - The Permittee shall conduct its operations:

- (a) In accordance with the terms of the permit to prevent significant, imminent environmental harm to the health and safety of the public; and
- (b) Utilizing methods specified as conditions of the permit by DOGM in approving alternative methods of compliance with the performance standards of the Act, the approved Utah State Program and the Federal Lands Program.

Sec. 11 EXISTING STRUCTURES - As applicable, the Permittee will comply with R645-301 and R645-302 for compliance, modification, or abandonment of existing structures.

Sec. 12 RECLAMATION FEE PAYMENTS - The operator shall pay all reclamation fees required by 30 CFR Part 870 for coal produced under the permit, for sale, transfer or use.

Sec. 13 AUTHORIZED AGENT - The Permittee shall provide the names, addresses and telephone numbers of persons responsible for operations under the permit to whom notices and orders are to be delivered.

Sec. 14 COMPLIANCE WITH OTHER LAWS - The Permittee shall comply with the provisions of the Water Pollution Control Act (33 USC 1151 et seq), and the Clean Air Act (42 USC 7401 et seq), UCA 26-11-1 et seq, and UCA 26-13-1 et seq.

Sec. 15 PERMIT RENEWAL - Upon expiration, this permit may be renewed for areas within the boundaries of the existing permit in accordance with the Act, the approved Utah State Program and the Federal Lands Program.

Sec. 16 CULTURAL RESOURCES - If during the course of mining operations, previously unidentified cultural resources are discovered, the Permittee shall ensure that the site(s) is not disturbed and shall notify the DOGM. DOGM, after coordination with OSMRE, shall inform the Permittee of necessary actions required. The Permittee shall implement the mitigation measures required by DOGM within the time frame specified by DOGM.

Sec. 17 APPEALS - The Permittee shall have the right to appeal as provided for under R645-300.

Sec. 18 SPECIAL CONDITIONS - There are special conditions associated with this permitting action, as described in Attachment A.

The above conditions (Secs. 1-18) are also imposed upon the Permittee's agents and employees. The failure or refusal of any of these persons to comply with these conditions shall be deemed a failure of the Permittee to comply with the terms of this permit and the lease. The Permittee shall require his agents, contractors and subcontractors involved in activities concerning this permit to include these conditions in the contracts between and among them. These conditions may be revised or amended, in writing, by the mutual consent of DOGM and the Permittee at any time to adjust to changed conditions or to correct an oversight. DOGM may amend these conditions at any time without the consent of the Permittee in order to make them consistent with any Federal or State statutes and any regulations.

THE STATE OF UTAH

By: J. R. By
Date: 10/29/15

I certify that I have read, understand and accept the requirements of this permit and any special conditions attached.

Authorized Representative of the Permittee

Date: _____

ATTACHMENT A
Special Conditions

1. Castle Valley Mining Company LLC will submit surface and ground water quality data for the Bear Canyon Mine on a quarterly basis in an electronic format through the Electronic Data Input web site, <http://linux1.ogm.utah.gov/cgi-bin/appx-ogm.cgi>.
2. Castle Valley Mining Company LLC will comply with the Special Forest Service Stipulations regarding compliance with the National Historic Preservation Act.

The following stipulations will apply to both NFS and private lands associated with the Bear Canyon Lease Expansion project area. The subsidence monitoring and reporting requirements for the NFS lands will also include appropriate notification to the Division.

For private lands that involve subsidence related impacts to cultural and historic resources, the Division will be the appropriate agency for initial contact and coordination, in place of the Forest Service as outlined below for subsidence related impacts to cultural and historic resources on NFS lands:

Forest Service NHPA Stipulations

1. **Monitoring of Subsidence.** Castle Valley Mining will conduct annual subsidence monitoring of National Forest System Lands (NFS) throughout the life of the mine. Should subsidence occur, Castle Valley Mining will provide an accurate map of the entire subsidence area. Castle Valley Mining will ensure that a qualified archaeologist will then examine the location of the subsidence area relative to previous inventories and known sites within fifteen (15) working days of the identification of the subsidence. Depending on the location of subsidence in relation to previous inventories and known sites, the following stipulations will apply (to each subsidence event):
 - a. **Previously Inventoried and No Sites.** If subsidence occurs on NFS lands within an area that has undergone previous archaeological inventory, and no sites are present within the area of subsidence, or no sites eligible to the National Register of Historic Places are present in the area of subsidence, no further work will need to be done. Castle Valley Mining or their consulting archaeologist will notify the U.S. Forest Service (USFS) regarding this determination within fifteen (15) working days of making the determination. The USFS will provide the information to SHPO.
 - b. **Previously Inventoried and Known Sites.** If subsidence occurs on NFS lands within an area that has undergone previous archaeological inventory, and known archaeological sites, previously determined eligible to the National Register of Historic Places are present in the subsidence area, Castle Valley Mining will have a qualified archaeologist examine the effects of subsidence upon the site(s) in question within fifteen (15) working days of making this determination. The archaeologist will provide a report, for review by the USFS in a timely manner that makes

recommendations regarding whether or not the effects of subsidence are adverse. The USFS will make a final determination of the effects of subsidence. The USFS will then consult with the SHPO regarding the effects determination. If the effect is determined to be adverse, procedures following

36CFR800.6 and the stipulations below regarding evaluation and archaeological treatment will be followed.

- c. **Not Previously Inventoried.** If subsidence occurs on NFS lands within an area that has not undergone previous archaeological inventory, Castle Valley Mining will have a qualified archaeologist conduct a field examination of the subsidence area within fifteen (15) working days of making this determination (in consultation with the USFS and SHPO). Depending on the presence or absence of sites in the subsidence area, the following stipulations will apply (to each subsidence event):
 - i. **No Sites.** If no sites are present within the area of subsidence, the archaeologist will make a recommendation of No Historic Properties Affected to the USFS in a timely manner. The USFS will make a final determination of the effects of subsidence. The USFS will then consult with the SHPO regarding the effects determination per 36CFR800.4(c).
 - ii. **Newly Discovered Sites.** If a site or sites are found within the area of subsidence, the archaeologist will provide a report and make recommendations of eligibility and effect to the USFS (per 36CFR800.4(c)(2) and 36CFR800.5) regarding the site(s) and subsidence effects on the site(s) in a timely manner. The USFS will make a final determination of eligibility of the site(s) and the effects of subsidence on the site(s). The USFS will then consult with the SHPO regarding the effects determination. If the effect to any site eligible to the National Register of Historic Places is determined to be adverse, procedures following 36CFR800.6 and the stipulations below regarding evaluation and archaeological treatment will be followed.
 - d. **Time Lines.** In all cases SHPO and the Tribes will be afforded thirty (30) calendar days following receipt of reports/consultation requests to respond.
 - e. **Conducting Consultation.** The USFS will consult with tribes, SHPO, and the Utah Division of Oil, Gas and Mining (UDOGM) during this process at a level appropriate to the nature of the resources (if any) and effects to the resources (if any) taking into account comments and concerns received previously from the tribes and consulting parties.
2. **Discoveries in Area of Potential Effect (APE).** Should unanticipated cultural or historic resources be observed within the APE during, but not limited to, Castle Valley Mining's quarterly ground-water monitoring, annual subsidence monitoring, OGM's field visits, construction of any mine-related structures or features, future archeological surveys conducted within the permit area, or otherwise brought to USFS attention, Castle Valley Mining will halt any work within the vicinity of the discovery that could harm the discovery and notify the USFS within 24 hours of the discovery. Castle Valley Mining will also protect the site. The USFS will notify SHPO of said resources within seven (7) days of resource discovery. If determined appropriate, the USFS will require Castle Valley Mining to record the discovery, conduct additional evaluations as necessary, and provide correlating reports. The USFS will make determinations of eligibility and effect regarding the discovery.

- a. **No Historic Properties Affected or No Adverse Effects.** If a determination of No Historic Properties Affected or No Adverse Effects is made, the USFS will consult with the SHPO regarding the determination following 36CFR800.4-5.
 - b. **Adverse or Potentially Adverse.** If effects to a site that is determined via this process to be eligible to the National Register of Historic Places are determined adverse or potentially adverse, the USFS, Castle Valley Mining and SHPO will reconvene to recommend and draft appropriate measures to avoid, minimize, or mitigate adverse effects.
 - c. **Time Lines.** In all cases SHPO and the Tribes will be afforded thirty (30) calendar days following receipt of reports/consultation requests to respond.
 - d. **Conducting Consultation.** The USFS will consult with tribes, SHPO, and UDOGM during this process at a level appropriate to the nature of the resources (if any) and effects to the resources (if any) taking into account comments and concerns received previously from the tribes and consulting parties.
3. **Funding of Work.** Castle Valley Mining will fund and implement any future and all cultural or historic resources fieldwork, analysis, and monitoring, required under these stipulations.

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

ss.

County of Emery,)

I, Jenni Fasselin, on oath, say that I am the Publisher of the Emery County Progress, a weekly newspaper of general circulation, published at Castle Dale, State of Utah and County aforesaid, and that a certain notice, a true copy of which is hereto attached, was published in the full issue of such newspaper for 4 (Four) consecutive issues, and on the Utah legals.com webwsite; the first publication was on the 28th day of July, 2015, and that the last publication of such notice was in the issue of such newspaper dated the 18th day of August, 2015.

Jenni Fasselin

Jenni Fasselin – Publisher

Subscribed and sworn to before me this 18th day of August 2015.

Linda Thayne

Notary Public My commission expires January 10, 2019 Residing at Price, Utah

Publication fee, \$ 408.00



**CASTLE VALLEY MINING, LLC
BEAR CANYON MINE
C/015/0025
PERMIT RENEWAL APPLICATION**

Castle Valley Mining
P.O. Box 475
Huntington, Utah 84528

Castle Valley Mining LLC as mine operator hereby submits an application for permit renewal for the Bear Canyon Mine for purposes of conducting underground coal mining and related surface activities. The mine is currently active. The permit area encompasses approximately 10,991.83 acres located in Township 16 South, Range 7 East, in portions of sections 1, 10-14, and 23-26. Township 16 South, Range 8 East, in portions of sections 6-8, 16-21, and 30-31. The total disturbed area of the mine is 40.64 acres. Contact the address above for detailed locations information. For convenience, a general location map is provided below.



A surety bond is filed with the Division of Oil, Gas and Mining and is payable to the State of Utah, Division of Oil, Gas and Mining (DOGM), and the Office of Surface Mining Reclamation and Enforcement (OSM).

A copy of the permit renewal application may be examined at the office of the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801 and also at the Recorders Office located in the Emery County Courthouse in Castle Dale, Utah. Written comments, objections, or requests for an informal conference may be submitted to the Division of Oil, Gas, and Mining address above. Said comments must be submitted thirty (30) days from the date of the last publication of this notice. This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977, and State and Federal regulations promulgated pursuant to said Act.

Published in the Emery County Progress July 28, August 4, 11 and 18, 2015.



GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

October 26, 2015

To: Internal File

From: Daron R. Haddock, Coal Program Manager 

Subject: 510 (c) Recommendation for Castle Valley Mining, LLC, Bear Canyon Mine, C/015/0025 Task ID #4957

As of writing of this memo, there are no NOV's or CO's which are not corrected or in the process of being corrected for the Bear Canyon Mine. There are no finalized civil penalties, which are outstanding and overdue in the name of Castle Valley Mining, LLC. Castle Valley Mining, LLC does not have a demonstrated pattern of willful violations, nor have they been subject to any bond forfeitures for any operation in the state of Utah.

Attached is a recommendation from the OSM Applicant Violator System for the Bear Canyon Mine that states there are no outstanding violations.

O:\015025.BCN\PERMIT\2015\510c.doc





U.S. Department of the Interior Office of Surface Mining
Applicant/Violator System

suzanne.steab (UT) | [Logout](#)

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[HOME](#) > ENTITY EVALUATE

Evaluation on Application Number: C0150025 SEQ:6
0 Violations

[Print Report](#)

Application Evaluation

Application Number	C0150025 SEQ:6
Applicant Name	250853 Castle Valley Mining LLC
Date of Request	10/26/2015 11:36:17 AM
Requestor	suzanne.steab

CAUTION: The Applicant/Violator System (AVS) is an informational database. Permit eligibility determinations are made by the regulatory authority with jurisdiction over the permit application not by the AVS. Results which display outstanding violations may not include critical information about settlements or other conditions that affect permit eligibility. Consult the AVS Office at 800-643-9748 for verification of information prior to making decisions on these results.

There were no violations retrieved by the system

Evaluation OFT

Entities: 50

- 153822 Wexford V Advisors Llc - ()
- 153724 Charles E Davidson - (Chairman of the Board)
- 153724 Charles E Davidson - (Member)
- 153725 Joseph M Jacobs - (Member)
- 153725 Joseph M Jacobs - (President)
- 153801 Arthur Amron - (Assistant Secretary)
- 153801 Arthur Amron - (Member)
- 153801 Arthur Amron - (Vice President)
- 153821 Wexford Partners V Lp - (Subsidiary Company)
- 153799 Valentis Investors Llc (class A) - (Subsidiary Company)
- 151387 Mark D Zand - (Vice President)
- 153725 Joseph M Jacobs - (President)

-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----251403 Rhino Energy Holdings LLC - (Subsidiary Company)
-----151387 Mark D Zand - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----251401 Rhino Resource Partners L P - (Subsidiary Company)
-----159214 Rhino Energy LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----250853 Castle Valley Mining LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
153824 Wexford Vi Advisors Llc - ()
---151387 Mark D Zand - (Member)
---151387 Mark D Zand - (Vice President)
---153724 Charles E Davidson - (Chairman of the Board)
---153724 Charles E Davidson - (Member)
---153725 Joseph M Jacobs - (Member)
---153725 Joseph M Jacobs - (President)
---153727 Kenneth A Rubin - (Member)
---153727 Kenneth A Rubin - (Vice President)
---153801 Arthur Amron - (Assistant Secretary)
---153801 Arthur Amron - (Member)
---153801 Arthur Amron - (Vice President)
---153823 Wexford Partners Vi Lp - (Subsidiary Company)
-----153798 Taurus Investors Llc - (Subsidiary Company)
-----151387 Mark D Zand - (Vice President)

-----153725 Joseph M Jacobs - (President)
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-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
246731 Wexford VII Advisors LLC - ()
---151387 Mark D Zand - (Shareholder)
---151387 Mark D Zand - (Vice President)
---153724 Charles E Davidson - (Chairman of the Board)
---153724 Charles E Davidson - (Member)
---153724 Charles E Davidson - (Shareholder)
---153725 Joseph M Jacobs - (Member)
---153725 Joseph M Jacobs - (President)
---153725 Joseph M Jacobs - (Shareholder)
---153727 Kenneth A Rubin - (Shareholder)
---153727 Kenneth A Rubin - (Vice President)
---153801 Arthur Amron - (Assistant Secretary)
---153801 Arthur Amron - (Shareholder)
---153801 Arthur Amron - (Vice President)

---154873 Wexford Partners Vii L P - (Subsidiary Company)
 -----154872 Callidus Investors Llc - (Subsidiary Company)
 -----153725 Joseph M Jacobs - (President)
 -----153801 Arthur Amron - (Assistant Secretary)
 -----153801 Arthur Amron - (Vice President)
 -----158388 Christopher D Taylor - (Secretary)
 -----158388 Christopher D Taylor - (Treasurer)
 -----158388 Christopher D Taylor - (Vice President)
 -----251403 Rhino Energy Holdings LLC - (Subsidiary Company)
 -----151387 Mark D Zand - (President)
 -----153801 Arthur Amron - (Assistant Secretary)
 -----153801 Arthur Amron - (Vice President)
 -----251401 Rhino Resource Partners L P - (Subsidiary Company)
 -----159214 Rhino Energy LLC - (Subsidiary Company)
 -----081772 Joseph E Funk - (Chief Executive Officer)
 -----081772 Joseph E Funk - (President)
 -----157749 Richard Boone - (Chief Financial Officer)
 -----157749 Richard Boone - (Senior Vice President)
 -----157749 Richard Boone - (Treasurer)
 -----158796 Chad Hunt - (Vice President)
 -----159210 Elizabeth Branham - (Assistant Secretary)
 -----159210 Elizabeth Branham - (Controller)
 -----159210 Elizabeth Branham - (Vice President)
 -----250853 Castle Valley Mining LLC - (Subsidiary Company)
 -----081772 Joseph E Funk - (Chief Executive Officer)
 -----081772 Joseph E Funk - (President)
 -----157749 Richard Boone - (Chief Financial Officer)
 -----157749 Richard Boone - (Senior Vice President)
 -----157749 Richard Boone - (Treasurer)
 -----158796 Chad Hunt - (Vice President)
 -----159210 Elizabeth Branham - (Assistant Secretary)
 -----159210 Elizabeth Branham - (Controller)
 -----159210 Elizabeth Branham - (Vice President)
 -----253270 Whitney Calvert Kegley - (General Counsel)
 -----253270 Whitney Calvert Kegley - (Secretary)
 -----253270 Whitney Calvert Kegley - (Vice President)
 -----254558 Brian Aug - (Vice President)
 -----253270 Whitney Calvert Kegley - (General Counsel)
 -----253270 Whitney Calvert Kegley - (Secretary)
 -----253270 Whitney Calvert Kegley - (Vice President)
 -----254558 Brian Aug - (Vice President)
 -----255184 Dante Domenichelli - (Vice President)
 251402 Rhino GP LLC - ()
 ---081772 Joseph E Funk - (Chief Executive Officer)
 ---081772 Joseph E Funk - (Director)
 ---081772 Joseph E Funk - (President)
 ---151387 Mark D Zand - (Chairman of the Board)
 ---151387 Mark D Zand - (Director)
 ---153727 Kenneth A Rubin - (Director)
 ---153801 Arthur Amron - (Director)

---157749 Richard Boone - (Chief Financial Officer)
---157749 Richard Boone - (Senior Vice President)
---157749 Richard Boone - (Treasurer)
---158796 Chad Hunt - (Vice President)
---159210 Elizabeth Branham - (Assistant Secretary)
---159210 Elizabeth Branham - (Controller)
---159210 Elizabeth Branham - (Vice President)
---251401 Rhino Resource Partners L P - (Subsidiary Company)
-----159214 Rhino Energy LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----250853 Castle Valley Mining LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
---253024 Scott Morris - (Vice President)
---253025 Douglas Lambert - (Director)
---253026 Mark Plaumann - (Director)
---253027 James Tompkins - (Director)
---253270 Whitney Calvert Kegley - (General Counsel)
---253270 Whitney Calvert Kegley - (Secretary)
---253270 Whitney Calvert Kegley - (Vice President)
---254558 Brian Aug - (Vice President)
---256287 Philip Braunstein - (Director)
253176 Wexford Capital LP - ()
---151387 Mark D Zand - (Partner)
---153724 Charles E Davidson - (Chairman of the Board)
---153724 Charles E Davidson - (Partner)
---153725 Joseph M Jacobs - (Partner)

---153725 Joseph M Jacobs - (President)
---153727 Kenneth A Rubin - (Partner)
---153795 Paul Jacobi - (Partner)
---153798 Taurus Investors Llc - (Subsidiary Company)
-----151387 Mark D Zand - (Vice President)
-----153725 Joseph M Jacobs - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----251403 Rhino Energy Holdings LLC - (Subsidiary Company)
-----151387 Mark D Zand - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----251401 Rhino Resource Partners L P - (Subsidiary Company)
-----159214 Rhino Energy LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----250853 Castle Valley Mining LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
---153799 Valentis Investors Llc (class A) - (Subsidiary Company)
-----151387 Mark D Zand - (Vice President)
-----153725 Joseph M Jacobs - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----251403 Rhino Energy Holdings LLC - (Subsidiary Company)
-----151387 Mark D Zand - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)

-----251401 Rhino Resource Partners L P - (Subsidiary Company)
-----159214 Rhino Energy LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----250853 Castle Valley Mining LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
---153801 Arthur Amron - (Partner)
---153801 Arthur Amron - (Secretary)
---153804 Mark Leferman - (Vice President)
---154872 Callidus Investors Llc - (Subsidiary Company)
-----153725 Joseph M Jacobs - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----158388 Christopher D Taylor - (Secretary)
-----158388 Christopher D Taylor - (Treasurer)
-----158388 Christopher D Taylor - (Vice President)
-----251403 Rhino Energy Holdings LLC - (Subsidiary Company)
-----151387 Mark D Zand - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----251401 Rhino Resource Partners L P - (Subsidiary Company)
-----159214 Rhino Energy LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)

-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----250853 Castle Valley Mining LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----255184 Dante Domenichelli - (Vice President)
---158388 Christopher D Taylor - (Chief Financial Officer)
---158388 Christopher D Taylor - (Secretary)
---158388 Christopher D Taylor - (Vice President)
---159396 Henry Scholder - (Vice President)
---159400 Peter Chan - (Treasurer)
---159400 Peter Chan - (Vice President)
---251403 Rhino Energy Holdings LLC - (Subsidiary Company)
-----151387 Mark D Zand - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----251401 Rhino Resource Partners L P - (Subsidiary Company)
-----159214 Rhino Energy LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----250853 Castle Valley Mining LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)

-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
---255184 Dante Domenichelli - (Chief Operations Officer)
---255184 Dante Domenichelli - (Vice President)
---255211 Steven West - (Partner)
---255212 Julie Jones - (Vice President)
---255213 Akiba Leisman - (Vice President)
---255214 Marc McCarty - (Vice President)
---255215 Paul Mieryl - (Vice President)
---255216 Johnathan Pastel - (Vice President)
---255217 James Rubin - (Partner)
---255218 Richard Shapiro - (Partner)
---255218 Richard Shapiro - (Vice President)
---255219 John Sites Jr - (Partner)
---255219 John Sites Jr - (Vice President)
---255220 Kristoffer Stack - (Vice President)
---255221 Philip Braustein - (Vice President)
255354 Wexford Spectrum Advisors LP - ()
---151387 Mark D Zand - (Member)
---151387 Mark D Zand - (Vice President)
---153724 Charles E Davidson - (Chairman of the Board)
---153724 Charles E Davidson - (Member)
---153725 Joseph M Jacobs - (Member)
---153725 Joseph M Jacobs - (President)
---153727 Kenneth A Rubin - (Member)
---153727 Kenneth A Rubin - (Vice President)
---153795 Paul Jacobi - (Member)
---153795 Paul Jacobi - (Vice President)
---153801 Arthur Amron - (Assistant Secretary)
---153801 Arthur Amron - (Member)
---153801 Arthur Amron - (Vice President)
---246735 Wexford Spectrum Fund L P - (Subsidiary Company)
-----251403 Rhino Energy Holdings LLC - (Subsidiary Company)
-----151387 Mark D Zand - (President)
-----153801 Arthur Amron - (Assistant Secretary)
-----153801 Arthur Amron - (Vice President)
-----251401 Rhino Resource Partners L P - (Subsidiary Company)
-----159214 Rhino Energy LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)

-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----250853 Castle Valley Mining LLC - (Subsidiary Company)
-----081772 Joseph E Funk - (Chief Executive Officer)
-----081772 Joseph E Funk - (President)
-----157749 Richard Boone - (Chief Financial Officer)
-----157749 Richard Boone - (Senior Vice President)
-----157749 Richard Boone - (Treasurer)
-----158796 Chad Hunt - (Vice President)
-----159210 Elizabeth Branham - (Assistant Secretary)
-----159210 Elizabeth Branham - (Controller)
-----159210 Elizabeth Branham - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
-----253270 Whitney Calvert Kegley - (General Counsel)
-----253270 Whitney Calvert Kegley - (Secretary)
-----253270 Whitney Calvert Kegley - (Vice President)
-----254558 Brian Aug - (Vice President)
---255211 Steven West - (Member)
---255211 Steven West - (Vice President)
---255217 James Rubin - (Member)
---255217 James Rubin - (Vice President)
---255218 Richard Shapiro - (Member)
---255218 Richard Shapiro - (Vice President)
---255219 John Sites Jr - (Member)
---255219 John Sites Jr - (Vice President)

Narrative

Request Narrative