HINDRANCE TO ENFORCEMENT VIOLATIONS
INSPECTOR'S STATEMENT

Company/Mine: Canyon Fuel Company, LLC/SUFCO Mine
Permit #: C/041/002

NOV # 13156
Violation # 1 of 1

A. HINDRANCE TO ENFORCEMENT: (Answer for hindrance violations only such as violations concerning record keeping, monitoring, plans and certification).

Describe how violation of this regulation potentially hindered enforcement by DOGM and/or the public and explain the circumstances.

Explanation: Permittee failed to keep their approved MRP on file with the Division up to date. Specifically General Chapter 1. The violation was issued because the insurance form in Appendix 1-2 was not up to date. (Insurance form on site is up to date). After mailing the violation the to the agent listed in General Chapter 1 the violation came back, since the information on the agent is not up to date as well. These actions could potentially hinder the public. The violation was later mailed to the permittee with the address on file with the Division, but not in the MRP.

B. DEGREE OF FAULT (Check the statements which apply to the violation and discuss).

☐ Was the violation not the fault of the operator (due to vandalism or an act of God), explain. Remember that the permittee is considered responsible for the actions of all persons working on the mine site.

Explanation: _____

☒ Was the violation the result of not knowing about DOGM regulations, indifference to DOGM regulations or the result of lack of reasonable care, explain.

Explanation: Lack of reasonable care. Information was not kept current in the approved MRP with the Division. Specifically General Chapter 1.

☐ If the actual or potential environmental harm or harm to the public should have been evident to a careful operator, describe the situation and what, if anything, the operator did to correct it prior to being cited.

Explanation: _____

☐ Was the operator in violation of any conditions or stipulations of the approved MRP?

Explanation: _____

☐ Has DOGM or OSM cited a same or similar violation of this regulation in the past? If so, give the dates and the type of enforcement action taken.

Explanation: _____

C. GOOD FAITH

1. In order to receive good faith for compliance with an NOV or CO, the violation must have been abated before the abatement deadline. If you think this applies, describe how rapid compliance was achieved (give dates) and describe the measures the operator took to comply as rapidly as possible.

Explanation: _____

2. Explain whether or not the operator had the necessary resources on site to achieve compliance.

Explanation: _____

3. Was the submission of plans prior to physical activity required by this NOV / CO? No If yes, explain.

Explanation: _____

Hindrance to Enforcement
Inspector's Statement

NOV/CO # 13156
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Karl R. Houskeeper #49
Authorized Representative

Karl R. Houskeeper
Signature

November 24, 2014
Date

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