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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangarter

Governor

Dee C. Hansen

Executive Director

Dianne R. Nielson, Ph.D.

Division Director

355 West North Temple

3 Triad Center, Suite 350

Salt Lake City, Utah 84180-1203

801-538-5340

May 19, 1989

CERTIFIED RETURN RECEIPT REQUESTED

P 001 717 869

Mr. Richard Blonquist
Summit Coal Company
P.O. Box 646
Coalville, Utah 84017

Dear Mr. Blonquist:

Re: Proposed Assessment for State Violation No. C-89-27-2-1, ACT/043/008,
Folder #5, Summit County, Utah

The undersigned has been appointed by the Board of Oil, Gas and Mining as the Assessment Officer for assessing penalties under UMC/SMC 845.11-845.20.

Enclosed is the proposed civil penalty assessment for the above referenced violation. This violation was issued by Division Inspector, Harold G. Sandbeck on March 16, 1989. Rule UMC/SMC 845.2 et seq. has been utilized to formulate the proposed penalty. By these rules, any written information which was submitted by you or your agent within fifteen (15) days of receipt of this Notice of Violation has been considered in determining the facts surrounding the violation and the amount of penalty.

Within fifteen (15) days after receipt of this proposed assessment, you or your agent may file a written request for an assessment conference to review the proposed penalty. (Submit a request for conference to Vicki Bailey, at the above address).

IF A TIMELY REQUEST IS NOT MADE, THE PROPOSED PENALTY(IES) WILL BECOME FINAL, AND THE PENALTY(IES) WILL BE DUE AND PAYABLE WITHIN THIRTY (30) DAYS OF THE PROPOSED ASSESSMENT. Please remit payment to the Division, mail c/o Vicki Bailey.

Sincerely,

Joseph C. Helfrich
Assessment Officer

jb

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MN39/7

WORKSHEET FOR ASSESSMENT OF CESSATION ORDERS
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Summit Coal Company

CO # C-89-27-2-1

PERMIT # ACT/043/008

VIOLATION 1 OF 1

INSPECTOR Harold G. Sandbeck

DATE ISSUED 4/11/89

NATURE OF THE CESSATION ORDER: Failure to abate Notice of Violation
N-88-27-8-1

DATE OF ABATEMENT OF CESSATION ORDER: May 12, 1989

DATE OF RECEIPT OF CESSATION ORDER: April 13, 1989, Certified Mail
Receipt #P 001 717 816

LIST THE DAYS OF FAILURE TO ABATE: April 13, through May 12, 1989

TOTAL NUMBER OF DAYS OF FAILURE TO ABATE: 30

NUMBER OF DAYS X \$750.00/DAY = TOTAL ASSESSED FINE: \$22,500.00

ASSESSMENT DATE 5/19/89

ASSESSMENT OFFICER Joseph C. Helfrich

\$22,500.00 PROPOSED ASSESSMENT

\$22,500.00 FINAL ASSESSMENT

*Initial service of CO. #89-27-2-1 on March 18, 1989 was unclaimed, Certified Return Receipt #P 592 431 286.

jb
MN38/7