

# BEFORE THE RECLAMATION COMMISSION

RICKY L. DAVIS,

Appellant,

-vs-

DIVISION OF MINERAL RESOURCES  
MANAGEMENT,

Appellee,

and

BUCKEYE INDUSTRIAL MINING CO.,

Intervenor.

Case No. RC-07-004

Review of Phase III Bond Release;  
Permit D-2048 (Buckeye Industrial)

## REPORT OF THE HEARING OFFICER

Appearances: Ricky L. Davis, Appellant *pro se*; Mark G. Bonaventura, Assistant Attorney General, Counsel for Appellee Division of Mineral Resources Management; Shane Farolino, Counsel for Intervenor Buckeye Industrial Mining Company.

## FINDINGS, CONCLUSIONS

On April 2, 2007, Appellant Ricky L. Davis filed with the Reclamation Commission, a notice of appeal addressing a Phase III bond release on permit D-2048. This permit is held by Buckeye Industrial Mining Company. This cause was assigned case number RC-07-004.

On September 5, 2007, Appellant Mr. Davis filed a request to withdraw this appeal with the Reclamation Commission. Pursuant to Ohio Administrative Code §1513-3-17, case number RC-07-004 is hereby **DISMISSED** without further action required by the Reclamation Commission.

9/14/07  
DATE



LINDA WILHELM OSTERMAN  
Hearing Officer, Reclamation Commission

### DISTRIBUTION:

Ricky L. Davis, Via Regular Mail  
Mark G. Bonaventura, Via Inter-Office Mail  
Shane Farolino, Via Regular Mail  
April Bott, Via Regular Mail