

BEFORE THE RECLAMATION COMMISSION

HANSON AGGREGATES MIDWEST, LLC, : Case No. RC-15-007
: :
Appellant, : :
: :
-vs- : :
: :
DIVISION OF MINERAL RESOURCES : :
MANAGEMENT, : :
: :
Appellee. : :

Review of Chief's Safety Determination;
Permit IM-205

**REPORT OF THE
HEARING OFFICER**

Appearances: Joseph J. Brennan, Counsel for Appellant Hanson Aggregates Midwest, LLC; Daniel Martin, Brian Becker, Assistant Attorneys General, Counsel for Appellee Division of Mineral Resources Management.

FINDINGS, CONCLUSIONS

On November 12, 2015, Appellant Hanson Aggregates Midwest, LLC ["Hanson Aggregates"] filed with the Reclamation Commission a *Notice of Appeal* from the Division Chief's determination regarding an alleged safety violation at Hanson Aggregates' Dry Fork Plant. This cause was assigned case number RC-15-007.

On July 26, 2016, Hanson Aggregates filed a *Voluntary Dismissal Entry with Prejudice* with the Commission. Pursuant to Ohio Administrative Code §1513-3-17, case number RC-15-007 is hereby **DISMISSED** without further action required by the Reclamation Commission.

7/26/2016
DATE


LINDA WILHELM OSTERMAN
Hearing Officer

DISTRIBUTION:

Joseph J. Brennan, Via Regular Mail & E-Mail [Joseph.Brennan@ogletreedeakins.com]
Daniel Martin, Brian Becker, Via Inter-Office Mail & E-Mail [daniel.martin@ohioattorneygeneral.gov
& brian.becker@ohioattorneygeneral.gov]

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RECLAMATION COMMISSION

JUL 26 2016

HANSON AGGREGATES MIDWEST,
LLC,

Appellant,

v.

DIVISION OF MINERAL RESOURCES
MANAGEMENT

Appellee.

RECLAMATION COMMISSION

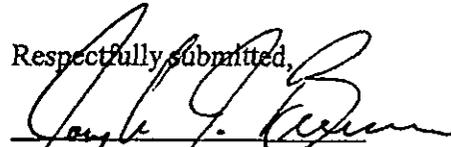
APPEAL NO. 15-007

PERMIT NO. IM-205

**APPELLANT HANSON AGGREGATES MIDWEST, LLC'S VOLUNTARY DISMISSAL
ENTRY WITH PREJUDICE**

Pursuant to Rule 1513-3-17 of the Reclamation Commission's Rules of Procedure, Appellee Hanson Aggregates Midwest, LLC, by and through counsel, voluntarily withdraws and dismisses, with prejudice, its *Notice of Appeal of November 2, 2015 Determination of the Chief of the Division of Natural Resources Management Made Pursuant to R.C. 1514.43(D) Re: Hanson Aggregates Midwest, LLC, Dry Fork Plans; Permit IM-205, September 22, 2015 Inspection.*

Respectfully submitted,


Joseph J. Brennan (0085353)
Ogletree, Deakins, Nash, Smoak & Stewart,
P.C.

127 Public Square, Suite 4100

Cleveland, OH 44114

216.241.6100

216.357.4733 – Fax

joseph.brennan@ogletreedeakins.com

Attorney for Appellant

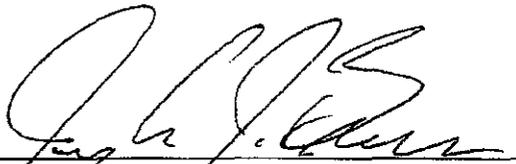
CERTIFICATE OF SERVICE

I certify that on July 26, 2016, a copy of the foregoing was served via e-mail upon counsel for Appellee at the following address:

Daniel J. Martin, Esq.
daniel.martin@ohioattorneygeneral.gov

and

Brian Becker, Esq.
Brian.Becker@ohioattorneygeneral.gov
Attorneys for Appellee



Joseph J. Brennan (0085353)
Attorney for Appellant