

BEFORE THE RECLAMATION COMMISSION

LEESVILLE LAND LLC,

Appellant,

-vs-

DIVISION OF MINERAL RESOURCES
MANAGEMENT,

Appellee.

Case No. RC-13-001

Review of Notice of Violation 29419;
Permit D-2385

REPORT OF THE HEARING OFFICER

Appearances: Albert S. Garofalo, on behalf of Appellant Leesville Land LLC; Brian Ball, Kristina Tonn, Assistant Attorneys General, Counsel for Appellee Division of Mineral Resources Management.

FINDINGS, CONCLUSIONS

On February 21, 2013, Appellant Leesville Land LLC filed with the Reclamation Commission a notice of appeal from Notice of Violation 29419. This cause was assigned case number RC-13-001.

On May 23, 2013, Appellant filed a request to withdraw this appeal with the Reclamation Commission. Pursuant to Ohio Administrative Code §1513-3-17, case number RC-13-001 is hereby **DISMISSED** without further action required by the Reclamation Commission.

5/24/2013

DATE



LINDA WILHELM OSTERMAN
Hearing Officer
(614) 262-1269

DISTRIBUTION:

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Osterman, Linda

From: Burt Garofalo [BGarofalo@rhinolp.com]
Sent: Thursday, May 23, 2013 9:15 AM
To: Osterman, Linda
Subject: Case No. RC-13-001

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MAY 23 2013

RECLAMATION COMMISSION

Linda,

As a result of ODNR's decision to vacate NOV 29419, Leesville Land LLC is withdrawing its appeal of NOV 29419.

Burt S. Garofalo, PE
Senior Mining Engineer

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