

BEFORE THE RECLAMATION COMMISSION

ROBERT H. PARKER, SR., :
GREEN EARTH TRANSPORTATION, : Case No. RC-14-005
: :
Appellant, : :
: : Review of Chief's Order 2606-IM
-vs- : :
: :
DIVISION OF MINERAL RESOURCES :
MANAGEMENT, : **REPORT OF THE**
: **HEARING OFFICER**
Appellee. :

Appearances: Robert Parker, Sr., *pro se* and on behalf of Green Earth Transportation; Brian Ball, Nicole Candelora-Norman, Assistant Attorneys General, Counsel for Appellee Division of Mineral Resources Management.

FINDINGS, CONCLUSIONS

On July 3, 2014, Appellant Robert Parker, Sr., doing business as Green Earth Transportation, filed with the Reclamation Commission a notice of appeal from the Division Chief's issuance of Chief's Order 2606-IM. This order alleged that the Appellant was conducting a surface mining operation without a properly-issued permit. This cause was assigned case number RC-14-005.

On July 14, 2014, the Appellee Division voluntarily **vacated** Chief's Order 2606-IM. Thereafter, Mr. Parker filed a Voluntary Withdrawal of this appeal. Pursuant to Ohio Administrative Code §1513-3-17, case number RC-14-005 is hereby **DISMISSED** without further action required by the Reclamation Commission.

7/24/2014

DATE


LINDA WILHELM OSTERMAN
Hearing Officer

DISTRIBUTION:

Robert H. Parker, Sr., Via Regular Mail & E-Mail [greeneearth2013@yahoo.com]
Brian Ball, Nicole Candelora-Norman, Via Inter-Office Mail and E-Mail [brian.ball@ohioattorneygeneral.gov;
nicole.candelora-norman@ohioattorneygeneral.gov]

Osterman, Linda

RECEIVED

From: Robert Parker <greeneearth2013@yahoo.com>
Sent: Tuesday, July 22, 2014 10:19 PM
To: Osterman, Linda
Subject: Re: Seeking a withdrawal of appeal RC-14-005

JUL 22 2014

RECLAMATION COMMISSION

Please withdraw my appeal , as Chiefs order has been terminated. Based upon my company is not mine operator.

Bob Parker Sr.

On Tuesday, July 22, 2014 3:06 PM, "Osterman, Linda" <Linda.Osterman@dnr.state.oh.us> wrote:

Mr. Parker,

In order to close your appeal (#RC-14-005) with the Reclamation Commission, the Commission will need a written indication from you that you wish to withdraw your appeal. Per our discussion earlier today, I am sending you this e-mail.

Linda Osterman
Hearing Officer
Reclamation Commission