

**BEFORE THE
RECLAMATION COMMISSION**

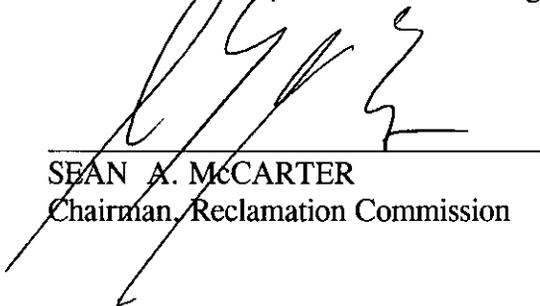
ROSEBUD MINING COMPANY,	:	Case Nos. RC-09-011
	:	RC-10-001
Appellant,	:	
	:	Review of Notice of Violation 28115 &
-vs-	:	Cessation Order 12060; Permit D-2177
	:	
DIVISION OF MINERAL RESOURCES	:	
MANAGEMENT,	:	<u>ORDER CONSOLIDATING</u>
	:	<u>APPEALS</u>
Appellee.	:	

Appearances: Mark S. Stemm, Counsel for Appellant Rosebud Mining Company; Mark G. Bonaventura, Assistant Attorney General, Counsel for Appellee Division of Mineral Resources Management.

Ohio Administrative Code §1513-3-15 allows the Commission to consolidate proceedings involving common questions of law or fact. The instant appeals both review decisions of the Division Chief, which are factually-related and address the waste disposal plan associated with permit D-2177. On March 26, 2010, Appellant Rosebud Mining orally requested a consolidation of these matters. Appellee, the Division of Mineral Resources Management, did not oppose this request.

BY THIS ORDER, the Commission hereby **GRANTS** Appellant's unopposed motion and **CONSOLIDATES** appeal numbers RC-09-011 and RC-10-001 for hearing and decision.

4/8/2010
DATE


SEAN A. McCARTER
Chairman, Reclamation Commission

DISTRIBUTION:

Mark Stemm, Via FAX [614-227-2100] & Regular Mail
Mark G. Bonaventura, Via FAX [614-268-8871] & Inter-Office Mail