

BEFORE THE RECLAMATION COMMISSION

| | | |
|-------------------------------|---|----------------------------------|
| WATERLOO COAL COMPANY, | : | Case No. RC-07-012 |
| | : | |
| Appellant, | : | |
| | : | Review of Cessation Order 12174; |
| -vs- | : | Permit D-712 |
| | : | |
| DIVISION OF MINERAL RESOURCES | : | |
| MANAGEMENT, | : | |
| | : | <u>REPORT OF THE</u> |
| | : | <u>HEARING OFFICER</u> |
| Appellee. | : | |

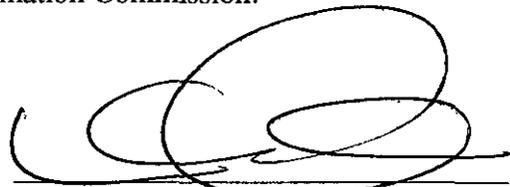
Appearances: William C. Martin, Counsel for Appellant Waterloo Coal Company; Mark G. Bonaventura, Assistant Attorney General, Counsel for Appellee Division of Mineral Resources Management.

FINDINGS, CONCLUSIONS

On October 22, 2007, Appellant Waterloo Coal Company filed with the Reclamation Commission a notice of appeal from Cessation Order 12174. This cause was assigned case number RC-07-012.

On May 23, 2008, Appellee and Appellant filed a Joint Notice of Withdrawal. Pursuant to Ohio Administrative Code §1513-3-17, case number RC-07-012 is hereby **DISMISSED** without further action required by the Reclamation Commission.

6/3/08
DATE


LINDA WILHELM OSTERMAN
Hearing Officer
Reclamation Commission
614/262-1269

DISTRIBUTION:

William C. Martin, Via Fax [740-286-1878] & Regular Mail
Mark G. Bonaventura, Via Fax [614-268-8871] & Inter-Office Mail