

BEFORE THE RECLAMATION COMMISSION

WATERLOO COAL COMPANY,	:	Case No. RC-14-004
	:	
Appellant,	:	
	:	Review of Notice of Violation 29614;
-vs-	:	Permit D-2424
	:	
DIVISION OF MINERAL RESOURCES	:	<u>ORDER OF CHAIRMAN</u>
MANAGEMENT,	:	<u>DENYING TEMPORARY</u>
	:	<u>RELIEF</u>
Appellee.	:	

Appearances: William C. Martin, Counsel for Appellant Waterloo Coal Company; Brian Ball, Daniel Martin, Assistant Attorneys General, Counsel for Appellee Division of Mineral Resources Management.

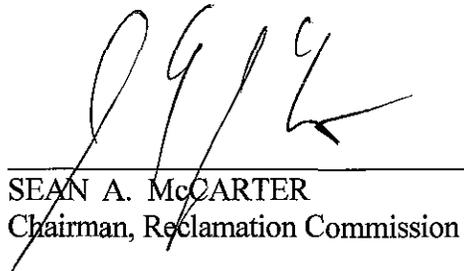
On June 30, 2014, Appellant Waterloo Coal Company ["Waterloo"] filed with the Reclamation Commission a notice of appeal from Notice of Violation ["NOV"] 29614. This NOV addresses blasting deficiencies and violations associated with the permit D-2424 mine site. NOV 29614 immediately ceased all blasting operations under permit D-2424 until such time as Waterloo achieves compliance with designated requirements of the law and its permit. Accompanying Waterloo's notice of appeal was a Request for Temporary Relief.

A hearing on Temporary Relief was conducted by the Chairman of the Reclamation Commission on July 3, 2014. Representatives of both parties presented arguments at the Temporary Relief hearing.

ORDER

Based upon the arguments of the parties and upon information presented at the Temporary Relief hearing in this matter, the Chairman hereby **DENIES** the Appellant's Request for Temporary Relief. This appeal shall proceed to hearing on its merits.

7/3/14
DATE ISSUED


SEAN A. McCARTER
Chairman, Reclamation Commission

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