

BEFORE THE RECLAMATION COMMISSION

HONEY CREEK STONE COMPANY,

Appellant,

-vs-

DIVISION OF MINERAL RESOURCES
MANAGEMENT,

Appellee.

Case No. RC-12-006

Review of Chief's Order 2571-IM;
Permit IM-93

REPORT OF HEARING OFFICER

Appearances: James E. Roberts, John A. McNally, Counsel for Appellant Honey Creek Stone Company;
George Horvath, Megan DeLisi, Assistant Attorneys General, Counsel for Appellee
Division of Mineral Resources Management.

FINDINGS, CONCLUSIONS

On June 21, 2012, Appellant Honey Creek Stone Company filed with the Reclamation Commission a notice of appeal from Chief's Order 2571-IM. This cause was assigned case number RC-12-006.

On August 27, 2012, Appellant filed a Notice of Withdrawal of Appeal with the Reclamation Commission. Pursuant to Ohio Administrative Code §1513-3-17, case number RC-12-006 is hereby **DISMISSED** without further action required by the Reclamation Commission.

8/29/2012
DATE


LINDA WILHELM OSTERMAN
Hearing Officer

DISTRIBUTION:

James E. Roberts, John A. McNally, via Fax [330-744-3184], e-mail [troberts@rothblair.com] & Regular Mail
George Horvath, Megan DeLisi, via Fax [614-268-8871], e-mail [george.horvath@ohioattorneygeneral.gov,
megan.delisi@ohioattorneygeneral.gov] & Regular Inter-Office Mail

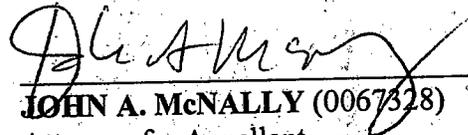
CERTIFICATE OF SERVICE

I hereby certify that a copy of Honey Creek Stone Company's Notice of Withdrawal of Appeal of Chief's Order No. 2571-IM was served by ordinary U.S. mail on the 24th day of August, 2012 to the following:

**George Horvath, Megan DeLisi, Esq.
Assistant Attorney General, EES/ODNR
Ohio Attorney General Mike DeWine
Reclamation Commission
2045 Morse Road
Building F-2
Columbus, Ohio 43229**

And

**Lanny Erdos, Chief
Division of Mineral Resources Management
2045 Morse Road
Building H-3
Columbus, Ohio 43229-6693**



JOHN A. McNALLY (0067328)
Attorney for Appellant