

**BEFORE THE
RECLAMATION COMMISSION**

MARIETTA COAL COMPANY,	:	Case No. RC-10-002
	:	
Appellant,	:	
	:	Review of Chief's Order 7342;
-vs-	:	Permit D-597
	:	
DIVISION OF MINERAL RESOURCES	:	
MANAGEMENT,	:	
	:	<u>REPORT OF THE</u>
	:	<u>HEARING OFFICER</u>
Appellee.	:	

Appearances: C. Keith Plummer, Counsel for Appellant Marietta Coal Company; Mark G. Bonaventura, Tera Paciorek, Assistant Attorneys General, Counsel for Appellee Division of Mineral Resources Management.

FINDINGS, CONCLUSIONS

On April 2, 2010, Appellant Marietta Coal Company filed with the Reclamation Commission a notice of appeal from Chief's Order 7342. This cause was assigned case number RC-10-002.

On July 15, 2010, Appellant filed a request to withdraw this appeal with the Reclamation Commission. Pursuant to Ohio Administrative Code §1513-3-17, case number RC-10-002 is hereby **DISMISSED** without further action required by the Reclamation Commission.

7/16/2010
DATE


LINDA WILHELM-OSTERMAN
Hearing Officer

DISTRIBUTION:

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