

BEFORE THE RECLAMATION COMMISSION

STERLING MINING CORPORATION,
COMMERCIAL MINERALS, INC.,

Appellants,

-vs-

DIVISION OF MINERAL RESOURCES
MANAGEMENT,

Appellee,

and

CHESAPEAKE EXPLORATION, LLC,

Intervenor.

Case No. RC-11-012

Review of Division Decision; re:
Drilling Application, Cain Well #3
(Chesapeake Exploration)

REPORT OF THE HEARING OFFICER

Appearances: Mark S. Stemm, Michael A. Wehrkamp, Counsel for Appellants Sterling Mining Corporation, Commercial Minerals, Inc.; Molly Corey, Megan DeLisi, Assistant Attorneys General, Counsel for Appellee Division of Mineral Resources Management; David Hardymon, Timothy McGranor, Greg Russell, Counsel for Intervenor Chesapeake Exploration, L.L.C.

FINDINGS, CONCLUSIONS

On November 17, 2011, Appellants Sterling Mining Corporation and Commercial Minerals Incorporated filed with the Reclamation Commission a notice of appeal from two decisions of the Division Chief, relating to an application to drill an oil & gas well, to be known as the Cain #3 Well. This cause was assigned case number RC-11-012.

On January 13, 2012, Appellants filed a Notice of Dismissal of Appeal with the Reclamation Commission. Pursuant to Ohio Administrative Code §1513-3-17, case number RC-11-012 is hereby **DISMISSED** without further action required by the Reclamation Commission.

1/13/2012
DATE


LINDA WILHELM OSTERMAN
Hearing Officer

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