

# STATE OF COLORADO

## DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

Phone: (303) 866-3567

FAX: (303) 832-8106



November 21, 2013

George Robinson  
Wildcat Mining Corporation  
3926 North State Hwy 67  
Sedalia, CO 80135

John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta Piñeda  
Director

***RE: May Day Idaho Mine Complex, Permit No. M-1981-185, Notice of Possible Permit Revocation and Forfeiture of Financial Warranty***

Dear Mr. Robinson:

On November 13, 2013 the Colorado Mined Land Reclamation Board (Board) directed the Division of Reclamation, Mining and Safety (Division) to schedule a hearing for consideration of revocation of the reclamation permit and forfeiture of the following financial warranties assigned to the State of Colorado/Mined Land Reclamation Board, totaling \$204,562.00:

Bond No.	Amount	Type
1088	\$5,460.00	Cash held in state treasury
24457	\$5,421.00	Certificate of Deposit held by First National Bank of Durango
26089	\$56,233.00	Certificate of Deposit held by First National Bank of Durango
26393	\$27,328.00	Certificate of Deposit held by First National Bank of Durango
26560	\$110,120.00	Certificate of Deposit held by First National Bank of Durango

Wildcat Mining Corporation failed to comply with the conditions of a Board order issued on July 18, 2013. Pursuant to C.R.S. 34-32-124(6)(a) the Board made a determination, after hearing, that a violation of the permit provisions exists and suspended the permit. In addition, the Board found that the above referenced financial warranties are subject to forfeiture. Pursuant to C.R.S. 34-32-118(1) and Rule 4.20(1) of the Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for Hard Rock, Metal, and Designated Mining Operations (Rules), the Board may order the forfeiture of the financial warranty. Please find enclosed a copy of the July 18, 2013 Board order and the financial warranty for the May Day Idaho Mine Complex.

A Formal Board Hearing will be held during the January 15-16, 2014 Board meeting for consideration of revocation of Permit M-1981-185 and forfeiture of financial warranties listed above. At that hearing, the Division will present evidence that Wildcat Mining Corporation remains in violation of the Mined Land Reclamation Act, and the July Board Order. Therefore, it will be asserted that the above permit should be revoked and the referenced \$204,562.00 financial warranty should be forfeited in accordance with C.R.S. 34-32-118(1)(a) and Rule 4.20(1)(a). The hearing will be held at 1313 Sherman Street, Room 318, Denver,

Colorado, beginning at 9:00 a.m. or as soon thereafter as the matter can be considered. At the hearing you will have the opportunity to be represented and heard.

Following the hearing, all parties have an opportunity to review and comment on a draft of the Board's order before it becomes final. If you wish to do so, you must provide the Board with a written request to review the draft order prior to or at the time of your hearing, or you must inform the Board orally during the hearing that you request to review the draft order. You must include your mailing address and, if possible, a fax or email address. You will be provided a copy of the draft order by e-mail for your review as soon as it is available, unless a hard copy by mail is requested. The Board's attorney must receive your comments on the draft order within three calendar days of the date the draft order is e-mailed, unless that deadline is extended by the Board's attorney. Submit all comments in writing, by e-mail or fax, to Mr. John Roberts, [jj.roberts@state.co.us](mailto:jj.roberts@state.co.us), Fax: number 720-508-6037. Please note that the Division of Reclamation, Mining and Safety has requested and will be allowed to review and comment on the draft Board Order prior to mailing to any party. The Board will resolve any issues regarding the form and substance of the order. This process does not affect your right to request reconsideration by the Board or appeal the form or substance of the order.

Please contact the Board's secretary, Ms. Sitira Pope, at the Division's Denver Office, phone (303) 866-3567 ext. 8136, to confirm the specific date for the hearing. The Board's agenda may not be finalized prior to the week of the Board meeting. Therefore, we recommend that you contact Ms. Pope on January 13, 2014. If you find that you are having difficulty contacting Ms. Pope on that date, you may contact the Division receptionist at (303) 866-3567 ext. 0.

If you require additional information, or have questions or concerns, please contact me at the Division's Grand Junction Field Office.

Sincerely,



**Dustin Czapla**  
Environmental Protection Specialist  
Department of Natural Resources  
Division of Reclamation, Mining and Safety  
101 South 3<sup>rd</sup>, Suite 301  
Grand Junction, CO 81501  
Phone: (970) 243-6299  
Fax: (970) 241-1516

Certified Mail No. 7007 0710 0000 8953 3828  
Return Receipt Requested

Enclosure:

Board Order issued July 18, 2013

CD No. 24457  
CD No. 26089  
CD No. 26393  
CD No. 26560

Cc with enclosures:

The First National Bank of Durango  
P.O. Box 2910  
Durango, CO 81302

Certified Mail No. 7007 0710 0000 8953 3835  
Return Receipt Requested

Chris Neuman  
1200 17<sup>th</sup> Street  
Suite 2400  
Denver, CO 80202

Certified Mail No. 7007 0710 0000 8953 3842  
Return Receipt Requested

Martin Rosen  
Wildcat Mining Corporation  
672 Jungle Queen Way  
Longboat Key, FL 34228

Certified Mail No. 7007 0710 0000 8953 3859  
Return Receipt Requested

Ec:

Loretta Pineda, DRMS Denver  
Tony Waldron, DRMS Denver  
Russ Means, DRMS Grand Junction  
Barbara Coria, DRMS Denver  
Jeff Fugate, AGO