



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

October 5, 2017

Adam Schultejaann
120 85 LLC
10925 East 120th Avenue
Henderson, Colorado 80640

**Re: Civil Penalty Past Due; MV-2017-037
120th Estates Partners, DRMS Permit No. M-2001-085**

Dear Mr. Schultejaann,

On July 26, 2017 the Mined Land Reclamation Board (Board) found 120 85, LLC. in violation (MV-2017-037) for failure to provide all required monitoring information and in violation for failing to comply with the conditions of the permit. The Board's order is enclosed for your review.

The Board assessed a total civil penalty of \$3,400. All but \$500 of the civil penalty was suspended if the Operator complies with the corrective action. The portion of the civil penalty not suspended, \$500, was due and payable within thirty days of the effective date of the Board's order. The Board's order became effective on August 17, 2017. The unsuspended portion of the civil penalty was due on September 16, 2017 and is now past due.

You must pay the \$500 unsuspended penalty by **November 15, 2017**. Failure to timely submit any due and unpaid civil penalties shall result in immediate submittal of such penalties to State collections.

Sincerely,

Jared Ebert
Environmental Protection Specialist III

CERTIFIED MAIL NO. 7016 2140 0000 2346 0776

Return Receipt Requested

cc: Wally Erickson, DRMS
Jessica Arcega, DRMS

ec: Adam Schultejaann, 120 85, LLC, adamds.as@gmail.com

