



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

July 5, 2018

Shannon Murphy
Smuggler Gold Mine, LLC
100 W. Bennett Ave.
Cripple Creek, CO 80813

Re: Notice of Board Hearing for Forfeiture of Financial Warranty; Smuggler Gold Mine; File No. P-2012-011

Dear Mr. Murphy,

Smuggler Gold Mine, LLC has provided the Mined Land Reclamation Board (Board) with a Cash Bond, for a financial warranty for the Smuggler Gold Mine Notice of Intent (NOI), DRMS File No. P-2012-011. At the May 16, 2018 Board Hearing, the Board revoked the NOI and found the financial warranty is subject to forfeiture (see enclosed Board Order). Pursuant to C.R.S. 34-32-118(2) of the Colorado Mined Land Reclamation Act, the Board is required to notify all financial warrantors that a financial warranty is subject to forfeiture. The pertinent information for the Cash Bond is:

Financial Warrantor:	Smuggler Gold Mine, LLC
Cash Bond No.:	5221
Amount:	\$4,000.00
Date of Submittal:	June 26, 2012
Expiration Date:	NA

A Formal Board Hearing will be held during the August 22-23, 2018 Board meeting for consideration of financial warranty forfeiture. The hearing will occur at 1313 Sherman Street, Room 318, Denver, Colorado, beginning at 9:00 a.m. on August 22, 2018, or as soon thereafter as the matter can be considered. At that hearing you will have the opportunity to present your defense.

This is an important legal proceeding and you must appear in person for this hearing. If you fail to appear, an Order and financial judgment may be entered against you. In addition, failure to appear at the hearing may result in legal consequences including, but not limited to, loss of party status and your ability to seek reconsideration from the Board or seek judicial appeal in district court.



Mr. Murphy
Page 2
July 5, 2018

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. 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 to Charles Kooyman, First Assistant Attorney General, Colorado Department of Law, by fax at (720) 508-6037, or by email at Charles.Kooyman@coag.gov. The Division has requested and will be allowed to review and comment on the draft Board order.

The Board's agenda may not be finalized until the week of the Board meeting. Therefore, we recommend you contact the Board's Secretary, Camille Mojar by telephone at (303) 866-3567, ext. 8136 or by email at Camille.Mojar@state.co.us on Monday, August 20, 2018, to confirm the specific date for the hearing.

If you have any questions about this letter or the hearing, please contact me at (303) 866-3567, ext. 8116.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mike C.", is positioned above the typed name of the sender.

Michael Cunningham
Senior Environmental Protection Specialist

CERTIFIED MAIL NO. 7016 2710 0000 2965 2666
Return Receipt Requested

Enclosure: Mined Land Reclamation Board Order

cc: Russ Means, DRMS
Jeff Fugate, AGO