



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

October 10, 2019

Jeff Parsons
Jennifer Thurston
INFORM, San Juan Citizens Alliance,
Sheep Mountain Alliance,
Earthworks
P.O. Box 349
Lyons, CO
80540

Sent via email wmap@igc.org

Robert Tuchman
Bryan Cave, LLC for
Cotter Corporation
1700 Lincoln Street, Suite 4100
Denver, CO
80203

Sent via email robert.tuchman@bclplaw.com

**RE: Notice of Hearing before the Mined Land Reclamation Board for
Consideration of Notices of Second Period of Temporary Cessation for: JD-9
Mine, Permit No. M-1977-306; JD-6 Mine, Permit No. M-1977-310; Mineral Joe
Claims, Permit No. M-1977-284; SR-11 Mine, Permit No. M-1977-451; SM-18
Mine, Permit No. M-1978-116; JD-7 Mine, Permit No. M- 1979-094HR; SR-13A
Mine, Permit No. M-1977-311; C-LP-21 Mine, Permit No. M-1977-305; CM-25
Mine, Permit No. M-1977-307; JD-8 Mine, Permit No. M-1984-014.**

Hearing Date: November 13, 2019

Mr. Parsons and Mr. Tuchman,

The Division of Reclamation, Mining and Safety received from Cotter Corporation, in 2017, written notices seeking a second period of Temporary Cessation (TC) ("Notices") for the above listed mines. In addition, notice seeking a second period of TC for the JD-8 Mine was submitted in 2019, and by agreement of



the Parties, was consolidated with the pending Notices. By Mined Land Reclamation Board Order dated April 9, 2018, consideration of the Notices was continued pending final resolution of the Federal Injunction. Consideration of the Notices were further continued by the Board until the Colorado Court of Appeals issued its final decision in *Information Network for Responsible Mining (INFORM), Sheep Mountain Alliance, Earthworks v. Colorado Mined Land Reclamation Board*, 2018CA1148.

As of the date of this notice of hearing, the Federal injunction has been lifted and the Order and final mandate in case 2018CA1148 has been issued.

Therefore, Board consideration of the pending Notices for a second period of temporary cessation for the above listed mines will be set for hearing on November 13, 2019. This letter serves as your formal notice of hearing.

If any Party wishes to seek further continuance or extension of this hearing date, based on good cause, a formal written request may be served on the Board through Camille Mojar at camille.mojar@state.co.us, and the Board's Attorney, Chuck Kooyman at Charles.Kooyman@coag.gov. Any motions shall also be provided to all parties and the Division.

Sincerely,

A handwritten signature in blue ink, appearing to read "E. Russell Means".

Minerals Program Director
Division of Reclamation, Mining and Safety

CC:

Gus Gaviotis, Cotter Corporation, 7800 E. Dorado Place, Suite 210, Englewood, CO 80111

Jennifer Thurston, INFORM, PO Box 332, Paradox, CO 81429