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Via email to [ginny.brannon@state.co.us](mailto:ginny.brannon@state.co.us)

Ginny Brannon, Division Director  
Colorado Division of Reclamation  
Mining and Safety  
Department of Natural Resources  
1313 Sherman Street, Room 215  
Denver CO 80203

Re: DRMS File M-1999-042

Dear Director Brannon:

We represent Robert Congdon and Avalanche Creek Marble and Alabaster LLC. We have previously requested and were granted a continuations or postponements of a hearing previously scheduled before Mined Land Reclamation Board (MLRB).

The continuances were based on our efforts to get documents from the Forest Service under the Freedom of Information Act (FOIA). We had to file an appeal because documents were missing. We heard no response from the Forest Service to that appeal until January 3, 2021 and we do not have the missing documents. However, now that the appeal has some attention from the Forest Service, I hope we will obtain responsive documents soon in order to prepare for the MLRB hearing in February.

Therefore, I am requesting another continuation or postponement of the MLRB hearing to the Board's February hearing date. I am hoping that we will get a speedy resolution of the FOIA appeal so we can be adequately prepared for the MLRB hearing when it occurs.

Sincerely,

*Richard M. Stephens*

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