



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

October 7, 2022

Randall K. Kokkinen  
6751 Golden Sill Court  
Castle Pines, CO 80108

**Re: Second Notice of Filing Deficiencies, 110(1) Hardrock Application  
9 to 5, File No. M-2022-029**

Dear Mr. Kokkinen,

On September 28, 2022, the Division of Reclamation, Mining and Safety (Division) received your responses to the Division's June 30, 2022 Notice of Filing Deficiencies for your 110(1) Hardrock Limited Impact Operation Reclamation Permit Application for the proposed operation known as 9 to 5, File No. M-2022-029. Pursuant to Rule 1.4.1(8), the Division has determined the application still contains deficiencies which prevent the application from being considered filed. The following filing deficiencies must be addressed before the Division can consider the application as being filed and the technical adequacy review can begin.

**GENERAL**

1. As required by Rule 1.6.2(1)(b), a copy of the on-site notice that was provided in the application was left blank and did not contain the specific information related to the proposed operation. The copy of the notice provided in the responses was still blank. Please either demonstrate the on-site notice that was posted had been filled out properly by submitting photographs of the posted sign or submit a signed affidavit demonstrating a new on-site notice has been posted at the access to the proposed site and contains the information outlined in Rule 1.6.2(1)(b).

Pursuant to Rule 1.4.1(8), you have 60 days from the date of this letter to submit all necessary documents that the Division needs for an application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with the Division, the Division may deny the application and terminate the application file. **The response to this Notice of Filing Deficiencies is due on or before December 6, 2022.**

This letter shall not be interpreted to mean that there are no other deficiency or adequacy requirements in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act and Rules after submittal of all required items.

If you have any questions, please contact me at 303-866-3567 ext. 8132 or [elliott.russell@state.co.us](mailto:elliott.russell@state.co.us).

Sincerely,

Elliott R. Russell  
Environmental Protection Specialist

Cc: Jason Musick, Division of Reclamation, Mining & Safety

