

Ebert - DNR, Jared <jared.ebert@state.co.us>

New Elk Coal Company, LLC, C-1981-012, MR132, Adequacy

Thompson - DNR, Jeffrey <jeffreyc.thompson@state.co.us>

Tue, Nov 1, 2022 at 10:55 AM

To: "Ebert - DNR, Jared" <jared.ebert@state.co.us>, DNR DRMS_CoalAdmin - DNR <dnr_drms_coal_admin@state.co.us>

Hi Jared,

Please find the AVS adequacy evaluation for New Elk Coal Company, LLC, MR132 and the updated AVS Request form attached. There was a recent civil violation in Alabama relating to Black Warrior Minerals Inc. occurring in August 2022. All officer, director and control information has been updated within the AVS database system. Please let me know if you have any additional guestions. Thanks.

Jeffrey C. Thompson Corporate Compliance/Bond Specialist



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Division of Reclamation,
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Department of Natural Resources

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2 attachments



Evaluation Report MR132.pdf



AVS Check Request_NewElk_C1981012_MR132_22Aug2022.docx

AVS CHECK REQUEST

Permit No.:	C-1981-0	12 N	line Name:	New Elk Mine			Permit	Action:	MR132		
Applicant:	New Elk Coal Con		mpany, LLC.		MSHA ID #:	05-0446	51, 05-	Specialist:	JLE		
						04975	04975				
	T			ADEQU							
Request Date	8/22/202	22		Attach a current list of the owners and controllers for the applicant and the operators, as required by Rule 2.03.4, Identification of Interests. If applicable, attach a list of permits held by the applicant in other states, by numbers and state codes.							
Date of Check	11/1/202	22									
Application	Yes	No	AVS Check Result	: Multiple officer upo	Multiple officer updates, one recent civil violation in corp hierarchy by Black Warrior						
Adequate?	х			Minerals Inc in Alak	oama.						
2 ND ADEQUACY, IF APPLICABLE											
Request Date			Attach any updated i	Attach any updated information.							
Application	Yes	No	AVS Check Result	:							
Adequate?											
3 RD ADEQUACY, IF APPLICABLE											
Date of Check											
Application	Yes	No	AVS Check Result	:							
Adequate?											
	1		PRO	OPOSED DECISION - REC	QUEST 3-5 DAYS PRI	OR					
Request Date											
Date of Check			AVS Check Result	AVS Check Result:							
			PE	RMIT ISSUANCE – REQI	UEST 3-5 DAYS PRIO	R					
Request Date			Ownership and Control Information Co		ent	Yes					
Date of Check			•								
		Yes	No, Revision Requir	ed AVS Check Result:							
DECISION FINAL											
Date Final:											
Date Entered in AVS:											

Permit Evaluation

1 Violations Found.

Permit Number: C1981012 SEQ:13

Permitee

Name: 158034 New Elk Coal Company LLC

Date of

Request: 11/1/2022 12:40:37 PM

Requestor: Jeffrey.Thompson

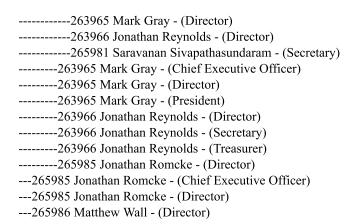
CAUTION: The Applicant/Violator System (AVS) is an informational database. Permit eligibility determinations are made by the regulatory authority with jurisdiction over the permit application not by the AVS. Results which display outstanding violations may not include critical information about settlements or other conditions that affect permit eligibility. Consult the AVS Office at 800-643-9748 for verification of information prior to making decisions on these results.

1: State Civil Penalty	N22DDP004		<u>P3987</u>	AL	Outstanding	8/2/2022
Violation Type	Violation Number	Violation Entities	Permit Number	Permitted State	Violation Status	Violation Date

097961 Black Warrior Minerals Inc

Evaluation OFT

Entities: 11
264528 Allegiance Coal Limited - ()
144657 Gregory Bernie Mason - (Director)
263965 Mark Gray - (Chairman of the Board)
263965 Mark Gray - (Director)
263965 Mark Gray - (President)
263966 Jonathan Reynolds - (Director)
263966 Jonathan Reynolds - (Secretary)
263966 Jonathan Reynolds - (Treasurer)
263967 Malcolm Carson - (Director)
264527 Allegiance Coal USA Limited - (Subsidiary Company)
263965 Mark Gray - (Chief Executive Officer)
263965 Mark Gray - (Director)
263965 Mark Gray - (President)
263966 Jonathan Reynolds - (Director)
263966 Jonathan Reynolds - (Secretary)
263966 Jonathan Reynolds - (Treasurer)
264526 New Elk Holdings LLC - (Subsidiary Company)
158034 New Elk Coal Company LLC - (Subsidiary Company)



Narrative