



Nicki Poulos
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November 28, 2022

Mountain Coal Company, LLC
A subsidiary of Arch Resources, Inc.
West Elk Mine
5174 Highway 133
Somerset, CO 81434

CDPS Number: CO0038776
Mountain Coal Company LLC
Weston Norris, GM
5174 HWY 133
Somerset, CO 81434

RE: October 2022 Discharge Monitoring Report (DMR)- Concerning Compliance Advisory dated November 11, 2022.

To Whom it may concern:

Mountain Coal Company LLC (MCC) received a Compliancy Advisory from the Colorado Department of Health and Environment (CDPHE/Division) dated November 11, 2022 regarding effluent limit violations for outfalls 025, 026, 027, 032 and 034 for iron exceedances. Stated outfalls, as well as outfalls 030, 033 and 035, are currently in litigation and are not subject to enforcement at this time.

MCC's legal team has been in contact with the Division and the Attorney General's office. It has been agreed on to withdraw the Compliance Advisory and adjust the coding on the DMR system to avoid this error until after the litigation and effluent limits are enforced.

MCC is required to submit the DMR by the 28th of every month. October 2022's DMR will be submitted with exceedances of iron in the interim of the Division's withdraw and system adjustment.

If you have any questions or concerns, please contact me at 970-929-2219 or via email.

Sincerely,

A handwritten signature in cursive script that reads "Nicki Poulos".

Nicki Poulos
Environmental Engineer