



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

December 20, 2022

Paul Martinez  
Martinez Western Constructors, Inc.  
2600 Partridge Ct  
Grand Junction, CO 81506

**Re: Meeting Date Change**  
**NOTICE OF VIOLATION NO. MV-2022-020,**  
**CIVIL PENALTIES, AND CEASE AND DESIST ORDER**  
**Ducray Pit #2 (Permit No. M-2019-035)**

Mr. Roberts:

On November 21, 2022 the Colorado Division of Reclamation Mining and Safety (Division) mailed you notice to appear before the Mined Land Reclamation Board on January 25, 2023. Due to Board member availability the meeting has been moved up a week. Please see the revised Board deadlines highlighted below in **red**.

The Notice of Violation and Notice for Board Hearing originally noticed to you will be heard during the **January 18-19, 2023** Board Meeting for consideration of this possible violation. The Board hearing will be held by a virtual Zoom hearing beginning at 9:00 a.m. on **January 18, 2023** or as soon thereafter as the matter can be considered.

In order to be considered at the hearing, all exhibits, materials and witness testimony you wish for the Board to consider must be submitted by 5:00 PM on **January 6, 2023** via email to the MLRB Administrator. You must also provide a list of all witnesses, if any, to the MLRB Administrator, Camille M. Mojar at: [dnr\\_drms\\_mlr-submittals@state.co.us](mailto:dnr_drms_mlr-submittals@state.co.us), no later than 5:00 PM, **January 6, 2023**.

If you have evidence indicating that the possible violation does not exist or has been corrected, please provide it to the Division as soon as possible or bring it to the hearing. Any information to be considered by the Board during the hearing must be received by the Division on or before **January 13, 2023**.

The Board's agenda may not be finalized until the week of the Board meeting. Therefore, we recommend you contact the Board's Administrator, Camille M. Mojar by telephone at (303) 866-3567, ext. 8136 or by email at [Camille.Mojar@state.co.us](mailto:Camille.Mojar@state.co.us) on **Tuesday, January 17, 2023** to confirm the specific date for the hearing.

If you have any questions about this letter or the hearing, please contact Amy Yeldell at (303) 866-3567, ext. 8183.



Sincerely,



Amy Yeldell  
Environmental Protection Specialist

EC: Paul Martinez [pmartinez@martinezwestern.com](mailto:pmartinez@martinezwestern.com)

CC: Russ Means, DRMS  
Travis Marshall, DRMS  
Amy Yeldell, DRMS  
Jeff Fugate, AGO

To file your report, upload your map, and pay your fee online now, go to the link below:  
[https://dnrforms.state.co.us/Forms/DRMSeForms\\_LandingPage](https://dnrforms.state.co.us/Forms/DRMSeForms_LandingPage)

If you have not yet set up your ePermitting account, go to the link below to get started:  
<http://mining.state.co.us/Pages/ePermitting.aspx>

There are detailed instructions on how to file your report, upload your map, and pay your fee in the ePermitting User's Manual at:  
<https://drms.colorado.gov/information/epermitting>