



COLORADO

Division of Reclamation, Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

January 3, 2024

Robert Wagner
RMR Aggregates, Inc.
6200 S. Syracuse Way, Suite 450
Greenwood Village, CO 80111

RE: Mid-Continent LST, File No. M-1982-121, Technical Revision (TR-6) Adequacy Review

Dear Mr. Wagner:

On November 30, 2023, the Division of Reclamation, Mining and Safety (Division) filled your Technical Revision request TR-6 for the Mid-Continent LST, Permit No. **M-1982-121**. During review of the material submitted, the Division determined that the following issue(s) of concern need to be adequately addressed before the Technical Revision can be considered for approval. Please address the following:

The entirety of the Rock Failure Analysis and Stability Report was marked confidential. This report/revision was required under the April 12, 2023, Stipulated Agreement. Given that this is a corrective action the Division must ensure transparency when reviewing the above mentioned documents.

- Only content that falls under Rule 6.4.4(f)(i) – information related to the nature, depth and thickness of the deposit to be mined and the thickness and type of overburden to be removed may be marked ‘Confidential’. Please provide a redacted version of the submitted TR for the public record.
- If additional information should remain ‘confidential’, please provide a detailed justification as to why the Division should maintain the confidentiality beyond the limitations of Rule 6.4.4(f)(i). This specifically applies to documents which are determined to be proprietary, trade secret or that would cause substantial harm to a prospector’s competitive position shall be held as confidential.



Please submit your response(s) to the above listed issue(s) by **Thursday, February 1, 2024** in order to allow the Division sufficient time for technical review. If you cannot address the above issues by February 1, 2024 please request an extension to the decision due date to ensure adequate time for the Division to review materials. The current decision due date is **March 2, 2024**. If any adequacy issues remain by the decision due date the Division may deny your request.

The Division will continue to review your Technical Revision and will contact you if additional information is needed.

If you require additional information, or have questions or concerns, please feel free to contact me. Amy Yeldell at the Division of Reclamation, Mining and Safety, Room 215, 1001 E 62nd Ave Denver, CO 80216. Direct contact can be made by phone at 970-210-1272 or via email at amy.yeldell@state.co.us

Sincerely,



Amy Yeldell

Environmental Protection Specialist

Ec:

Travis Marshall, Senior EPS, DRMS

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