

STATE OF
COLORADO

Lennberg - DNR, Patrick <patrick.lennberg@state.co.us>

Request for Extension of the Preliminary Adequacy Review, 112c Construction Materials Amendment Application, Kirtright Pit, Permit No. M-1986-123

1 message

Hanna R. Gustafsson <hgustafsson@kaplankirsch.com>

Tue, Sep 10, 2024 at 3:18 PM

To: "patrick.lennberg@state.co.us" <patrick.lennberg@state.co.us>

Cc: "Polly B. Jessen" <pjessen@kaplankirsch.com>, Ken Coulson <ken@coulsonex.com>, "pwayland@weilandinc.com" <pwayland@weilandinc.com>

Good afternoon Mr. Lennberg,

On behalf of Coulson Excavating Company, Inc., attached please find a request for an extension of the Preliminary Adequacy Review for 112c Construction Materials Amendment Application (AM-1), Kirtright Pit, Permit No. M-1986-123.

We appreciate your consideration in this matter. Please don't hesitate to reach out with any questions.

Thank you!

Hanna Gustafsson

Hanna R. Gustafsson

Attorney at Law



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**Coulson_Extension Request Letter (2146132.3).PDF**

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September 10, 2024

VIA EMAIL

Patrick Lennberg
Environmental Protection Specialist
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203
Email: Patrick.lennberg@state.co.us

Re: Request for Extension of Preliminary Adequacy Review, 112c Construction Materials
Amendment Application (AM-1), Kirtright Pit, Permit No. M-1986-123

Dear Mr. Lennberg:


I am writing on behalf of Coulson Excavating Company, Inc. (“Coulson”) regarding your letter to Coulson dated August 14, 2024 (the “Letter”). Coulson has engaged Kaplan Kirsch LLP (“Kaplan Kirsch”) to assist in responding to the compliance matters addressed in the Letter. As an initial matter, Kaplan Kirsch wishes to request an extension of the review period referenced in the Letter.

The Letter provides that “[t]he decision deadline on this application is September 12, 2024. If additional time is required to respond to these adequacy issues please submit a written request for extension of the review period.” Accordingly, we hereby request additional time to address the adequacy items set forth in the letter. We ask that Coulson be given until January 10, 2025 to provide a response to the Letter. This is in keeping with Rule 1.4.1(9) of the Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board, which provides that “[a]t the request of the Applicant, the review time may be extended and the decision date reset, not to exceed three hundred and sixty-five (365) days from the date the application was filed. The additional time may be requested to allow the Applicant an opportunity to provide information necessary to meet the adequacy requirements of the Office.” The Letter states that the application was deemed complete for purposes of filing on June 14, 2024.

We appreciate your consideration in this matter. Please do not hesitate to contact me at (303) 825-7000 if you have any questions regarding this request or wish to discuss this matter further.

Patrick Lennberg
September 10, 2024
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Sincerely,



Polly Jessen

Cc: Ken Coulson, Coulson Excavating Company
Peter Wayland, Weiland, Inc.