



STATE OF
COLORADO

Girardi - DNR, Chris <chris.girardi@state.co.us>

Response to Notice of incomplete NOI

HARALD HOEGBERG <geohoeg@comcast.net>

Wed, Sep 18, 2024 at 9:14 AM

To: Chris Girardi <chris.girardi@state.co.us>

Cc: Andrew Gertler <andrewgertler@gmail.com>, Mark Abrams <onstrikeexploration@yahoo.com>

Hi Chris, attached are my responses to your email regarding the NOI. Please let me know if this is sufficient, or if you need additional information.

Best regards,
Harald

3 attachments



Pikes Bond comment 001.jpg
504K



Gibsons email re NOI delivery 001.jpg
323K



Response Girardi Letter of Incomplete NOI 9_18_24.docx
15K

Chris Girardi
DRMS

1313 Sherman Street, Room 215

Denver, Co 80203

September 18, 2024

Dera Mr. Chris Girardi,

In response to your Notice of Incomplete and Deficient NOI, I have the following responses.

- 1.) Please not that on the cover letter I stated that none of the information submitted is confidential. Please let me know if this is sufficient as it has been in the past.
- 2.) A check for \$4.00 will be mailed to your attention today to the DRMS mailing address.
- 3.) Attached is a copy of an email from Amber Gibson dated 9-9-2024 instructing me to submit the NOI via certified mail.
- 4.) In conversations with Eric Scott, I was told that the Notice of Complete NOI was sufficient to evidence that the BLM had received the NOI. I will provide additional evidence in the letter with the check that will be mailed today.
- 5.) Attached is a copy of the email that I received from Daniel Pike on 9-9-2024 stating that the financial guarantee could be filed with the state office if it the same amount as the financial warranty if the same as the amount determined by the BLM (\$14,700.00). If I understand you correctly, you want me to deposit \$2,000, estimated disturbance as noted in the NOI is about 0.25 acres) with the NOI at the DRMS and the balance to be deposited with the BLM and the time of the DRMS Notice of complete NOI?

Please let me know if this is sufficient to clarify your concerns.

Sincerely,

Harald Hoegberg

Consultant to Viscount Mining

Amber Gibson - DNR <amber.gibson@state.co.us>

9/9/2024 8:11 AM

Follow up to your Voicemail

To HARALD HOEGBERG <geohoeg@comcast.net>

Hi Harald,

I'm sorry for responding so late. I got your voicemail when I was out of town and didn't have a chance to return your call. I am no longer the Custer County specialist. The new specialist is Chris Girardi at chris.girardi@state.co.us.

Also, you mentioned in your last email, and in your voicemail, that you believed Daniel Pike with BLM had sent me your questions. I have not received any correspondence from BLM.

For NOI applications, the Division is working toward getting them all submitted electronically, but we are not there yet. The Division still requires NOI applications to be submitted via certified mail.

Let me know if you have any questions, otherwise, you will want to reach out to Chris. I let him know that he may be hearing from you soon.

Thank you,

Amber M. Gibson
Environmental Protection Specialist I



P 720.836.0967 | F 303.832.8106 |
amber.gibson@state.co.us

Mailing: DRMS Room 215, 1001 E 62nd Ave, Denver, CO 80216
Physical: 1313 Sherman Street, Room 215, Denver, CO 80203

<https://drms.colorado.gov/>

James D Pike <jpike@blm.gov>

9/9/2024 11:16 AM

Re: [EXTERNAL] Bonding for Passiflora Project

To HARALD HOEGBERG <geohoeg@comcast.net> • Chris Girardi <chris.girardi@state.co.us> Copy
Jim Mackenzie <jimmackenzie@shaw.ca> • Andrew Gertler <andrewgertler@gmail.com>

Good morning Harald,

Your bond can absolutely be posted with the state, as long as it meets the requirements at 43 CFR 3809.570. The language in the letter is standard, and it goes into all similar letters. By posting a bond with DRMS pursuant to 3809.570, you are "posting bond with RGFO". It seems that typically bonds for projects like these are held by the state, not BLM.

Have you been through the process with the state already? Have they made a determination on the bond amount? If the state were to determine a bond amount that was smaller than the amount calculated by the BLM, you would have to post the difference with the BLM.

Please let me know if there are additional questions. Thanks.

Daniel Pike
Geologist
Bureau of Land Management
Royal Gorge Field Office
jpike@blm.gov
719-269-8529

From: HARALD HOEGBERG <geohoeg@comcast.net>

Sent: Monday, September 9, 2024 11:07 AM

To: Pike, James D <jpike@blm.gov>; Chris Girardi <chris.girardi@state.co.us>

Cc: Jim Mackenzie <jimmackenzie@shaw.ca>; Andrew Gertler <andrewgertler@gmail.com>

Subject: [EXTERNAL] Bonding for Passiflora Project

<p>This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.</p>
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In the Letter of complete determination by the BKM dated 09-04-2024 by Douglas Mayes, he states that the financial guarantee should be submitted to the Royal Gorge Field office of the BLM.

In the past the financial guarantee was required to be posted with the Colorado Division of Reclamation, Mining and Safety. With which office should Viscount provide with the financial guarantee?

Sincerely,