

STATE OF  
COLORADO

Lennberg - DNR, Patrick &lt;patrick.lennberg@state.co.us&gt;

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

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Hanna R. Gustafsson &lt;hgustafsson@kaplankirsch.com&gt;

Fri, Dec 20, 2024 at 8:00 AM

To: "Lennberg - DNR, Patrick" &lt;patrick.lennberg@state.co.us&gt;

Cc: "Polly B. Jessen" &lt;pjessen@kaplankirsch.com&gt;, Ken Coulson &lt;ken@coulsonex.com&gt;, "pwayland@weilandinc.com" &lt;pwayland@weilandinc.com&gt;, "jared.ebert@state.co.us" &lt;jared.ebert@state.co.us&gt;

Good morning Mr. Lennberg,

Thank you for meeting with us this week. On behalf of Coulson Excavating Company, Inc., and as discussed during our meeting, 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

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**Hanna R. Gustafsson**

Attorney at Law



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**Coulson Extension Request (2182469.2).pdf**

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December 20, 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”) following Coulson’s meeting with you and Senior Environmental Protection Specialist Jared Ebert on December 16, 2024. Kaplan Kirsch LLP (“Kaplan Kirsch”) is assisting Coulson in responding to the August 14, 2024 Preliminary Adequacy Review letter (the “Letter”) provided by the Division of Reclamation, Mining and Safety (“DRMS”). As discussed at the meeting, we intend to provide a response to this Letter shortly; however, we understand from you that additional review by DRMS may be required prior to a Board hearing on the matter. Accordingly, and at your suggestion, we are requesting an extension of the decision date referenced in the Letter to March 4, 2025. Coulson previously requested an extension of the matter until January 10, 2025.

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.

Patrick Lennberg  
December 19, 2024  
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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.

Sincerely,

A handwritten signature in blue ink, appearing to read "Polly Jessen", with a stylized flourish at the end.

Polly Jessen

cc: Ken Coulson, Coulson Excavating Company  
Peter Wayland, Weiland, Inc.  
Jared Ebert, DRMS