



United States Department of the Interior

BUREAU OF LAND MANAGEMENT



Colorado State Office
Denver Federal Center, Building 40
PO Box 151029
Lakewood, CO 80215
www.blm.gov/colorado

In Reply Refer To:
3483 (CO-921)
COC076191 (LMU)

OFFICIAL ELECTRONIC MAIL

DECISION

Sage Creek Holdings, LLC
701 Market Street
St. Louis, MO 63101-1830

Logical Mining Unit Terminated

The Bureau of Land Management (BLM), Colorado State Office (COSO), issued Logical Mining Unit (LMU) COC076191 on September 16, 2014, with an effective date of December 18, 2013. The LMU was established pursuant to and subject to the terms and provisions of the Mineral Leasing Act of February 25, 1920 (41 Stat. 437), as amended, 30 U.S.C. §§ 181–287, and all regulations of the Secretary of the Interior.

Of the four Federal coal leases held by Sage Creek Holdings, three are included in LMU COC076191: COC0088199, COC074219, and COC075914. The remaining Federal lease, COC0114093, is considered mined out and is being held for reclamation purposes. The LMU also includes portions of three State leases and three fee (private) leases.

In compliance with 43 CFR § 3480.0-5(a)(13), the approved LMU stipulations established a diligent development period from October 1, 2012, to September 30, 2022, requiring the operator to produce 220,320 tons of coal from anywhere within the LMU. Records from the Office of Natural Resources Revenue (ONRR) do not show any production reported for leases within the Sage Creek LMU; however, records from the Little Snake Field Office indicate that 32,712 tons were produced from lease COC0088199 prior to the formation of the LMU.

Therefore, because the LMU did not meet the commercial quantities requirement during its diligent development period, LMU COC076191 is hereby terminated effective December 12, 2025. There is no statutory or regulatory authority to waive or modify this requirement.

Appeal Rights

This decision may be appealed to the Interior Board of Land Appeals (IBLA), Office of Hearings and Appeals, in accordance with the regulations contained in 43 CFR Part 4. The notice of appeal must be filed no later than 30 days after the date of receiving notice of this decision. Any notice of appeal must be filed with the IBLA and must include a copy of the decision being appealed, a statement of standing, and a statement of timeliness.

If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must show sufficient justification based on the following criteria at 43 CFR 4.405(b).

The appellant must serve a copy of the notice of appeal and any accompanying documents on the office of the officer who made the decision, each person or entity named in the decision, and the appropriate Office of the Solicitor at the time of filing with IBLA (see 43 CFR 4.403(b); 4.407(b)). Parties must serve the Office of the Solicitor at the address shown on Form 1842-1. Service on a party known to be represented by an attorney or other designated representative must be made on the representative. If a statement of reasons for the appeal is not included with the notice of appeal, it must be filed within 30 days after the record on appeal is filed with the IBLA. Failure to file a statement of reasons within the time required will subject the challenged decision to summary affirmance (see 43 CFR 4.412(a)).

Please contact the Leasable Minerals team for any questions regarding this LMU Termination at BLM_COSO_COAL_NEL@blm.gov.



Doug Vilsack
State Director

Digitally signed by DOUGLAS
VILSACK
Date: 2025.12.19 08:54:00 -07'00'

Attachment:

- Appeal Form 1842-1

Via email:

- Sage Creek, Environmental Manager (M. Kawcak)

Cc: BLM, Little Snake Field Office, Acting Manager (J. Michels- via email)
BLM, Little Snake Field Office, Geologist (T. Cummings- via email)
BLM, Colorado State Office, Lead Mining Engineer (B. Stock- via email)
ONRR, Solid Minerals (via email)
OSMRE (J. Fleischman- via email)
Colorado DRMS (N. Gagnon- via email)

INFORMATION ON APPEALING TO THE INTERIOR BOARD OF LAND APPEALS

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED. FAILURE TO FOLLOW THEM MAY SUBJECT THE APPEAL TO DISMISSAL OR SUMMARY AFFIRMANCE (see 43 CFR 4.412(a)).

1. WHAT TO FILE	<p><i>Notice of Appeal:</i> You must file a notice of appeal if you wish to appeal a decision.</p> <p><i>Decision BeingAppealed:</i> You must include a copy of the decision from which you are appealing.</p> <p><i>Statement of Standing:</i> You must show that you are a party to the case who is adversely affected by the decision.</p> <p><i>Statement of Timeliness:</i> You must include a statement and any corroborating documentation that provides the date when you received notice of the decision.</p> <p><i>Petition for a Stay:</i> Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with the Notice of Appeal. You must show that you meet the criteria for a stay. (43 CFR 4.405(b))</p> <p>IMPORTANT: After July 21, 2025, appellants who are represented by an attorney must use IBLA's electronic filing system, Bison File and Serve. Appellants who are not represented by an attorney may file an appeal by Bison File and Serve, hand delivery, mail, or commercial carrier. To file your appeal you must include the Notice of Appeal, Statement of Standing, Statement of Timeliness, and a Petition for a stay, if applicable. Each document must be separately filed.</p>
2. WHEN TO FILE	<p>You must file a Notice of Appeal no later than 30 days after the date of receiving notice of the decision.</p> <p>IMPORTANT: This appeal timeframe cannot be extended.</p>
3. WHERE TO FILE	<p>The documents listed in section 1 above must be filed with Interior Board of Land Appeals (the Board). (43 CFR 4.403(b)(1))</p> <p><i>Electronic Filing:</i> Attorneys representing a person or entity and any Federal, State, or local agency, must file electronically; non-attorneys may file electronically and are strongly encouraged to do so. A link to the electronic filing system known as Bison File and Serve is located on the Board's website. Refer to the OHA Standing Orders on Electronic Transmission found</p>

	<p>at the Department of the interior OHA website at https://www.doi.gov/oha for more information about electronic filing.</p> <p><i>Non-Electronic Filing:</i> Any document filed by mail must be delivered to the Board at the address specified in the <i>Standing Order on Addresses and Contact Information</i>.</p> <p>IMPORTANT: Filing documents by email is not permitted.</p>
4. WHERE TO SEND COPIES (SERVICE)	<p>You must provide copies, also known as service, of your Notice of Appeal and accompanying documents to certain entities at the same time you file them with the Board. You must provide copies of all documents listed in paragraph 1 to the following entities (43 CFR 4.407(b)):</p> <p>BLM Office that issued the decision: Bureau of Land Management, Colorado State Office Division of Energy, Lands and Minerals- Leaseable Minerals BLM_COSO_COAL_NEL@blm.gov</p> <p>Proper Office of the Solicitor: U.S. Department of the Interior, Regional Solicitor, Rocky Mountain Region Division of Land and Minerals sol-rmrlandandminerals@sol.doi.gov</p> <p>Name(s) of any person/entity named in the decision: [Insert the name of any person/entity named in the decision, for example, applicant, permittee, lessee, operator]</p> <p>IMPORTANT: You may serve copies of your Notice of Appeal and accompanying documents electronically or non-electronically. For electronic service, refer to the OHA Standing Orders on Electronic Transmission. For non-electronic service, documents should be sent to the required parties by United States mail or commercial courier for delivery within 3 days. Nonelectronic filers must consult the <i>Standing Order on Addresses and Contact Information</i>, located on the Board's website, for information about where to serve your copies.</p>
5. STATEMENT OF REASONS	You must file a statement of reasons that sets forth, with specificity, all legal or factual errors you allege BLM made in the decision being appealed. If not already included in the Notice of Appeal, you must file a statement of reasons no later than 30 days after BLM files the record on appeal with the Board, unless an extension is sought and received.
6. PROCEDURAL REGULATIONS AND STANDING ORDERS	The procedural regulations governing your appeal are located at 43 C.F.R. Part 4, subpart E and are available on the Board's website. The standing orders governing your appeal are available on the Board's website. See also, the Board's Standing Order on Electronic Transmission at <u>https://www.doi.gov/oha/oha-standing-orders</u>

7. THE BOARD'S WEBSITE	The Board's website is located at https://www.doi.gov/oha/about-interior-board-land-appeals .
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43 CFR SUBPART 1821-GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows. BLM is allowing electronic service to each of the following states at the included email address:

STATE OFFICES AND AREAS OF JURISDICTION:

Alaska State Office ----- Alaska; BLM_AK_APPEALS@BLM.GOV

Arizona State Office ----- Arizona; BLM_AZ-APPEALS_OHA@BLM.GOV

California State Office ----- California; BLM_CA_Web_SO@BLM.GOV

Colorado State Office ----- Colorado; BLM_CO_APPEALS@BLM.GOV

Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri, and all States east of the Mississippi River; BLM_ES_APPEALS@BLM.GOV

Idaho State Office ----- Idaho; BLM_ID_LITSPEC@BLM.GOV

Montana State Office ----- Montana, North Dakota, and South Dakota;

BLM_MT_OHA@BLM.GOV

Nevada State Office----- Nevada; BLM_NV_APPEALS@BLM.GOV

New Mexico State Office ----- New Mexico, Kansas, Oklahoma, and Texas;

BLM_NM_LITIGATION@BLM.GOV

Oregon State Office ----- Oregon and Washington; BLM_OR_APPEALS@BLM.GOV

Utah State Office ----- Utah; BLM_UT_APPEALS@BLM.GOV

Wyoming State Office ----- Wyoming and Nebraska; BLM_WY_WY910_LITIGATION@BLM.GOV

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management