



VIA EMAIL and U.S. MAIL

August 27, 2013

Dustin Czapla
Colorado Division of Reclamation, Mining and Safety
Grand Junction Field Office
101 S. Third St, Room 301
Grand Junction, Colorado 81501

RECEIVED

AUG 28 2013
GRAND JUNCTION FIELD OFFICE
DIVISION OF
RECLAMATION MINING & SAFETY

RE: Notarized Consent Agenda Summary Form, JD-7 Pit, Permit No. M-1979-094HR

Dear Mr. Czapla:

Enclosed is the signed and notarized Staff Summary Form for Consent Agenda Items for Cotter Corporation's (N.S.L.) JD-7 Mine Permit Amendment (AM1), Permit No. M-1979-094HR, requesting an extension of the review period beyond the 365 days.

If you have further questions regarding this request, please call me at Cotter's Nucla office, 970-864-7347.

Respectfully,

Glen Williams
Vice President, Mining Operations

**COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY
STAFF SUMMARY FORM FOR CONSENT AGENDA ITEMS**

Date	9/18/2013	Operator	Cotter Corporation
Permit No.	M-1979-094-HR	Site Name	JD-7 Pit
Specialist	Dustin Czapla	Objecting Party	INFORM

Action:

- ☒ Permit Amendment Application with objections
☐ Violation
☐ Extension of Board-ordered deadline
☐ Other (specify)

Resolution:*NATURE OF ISSUE:*

On October 1, 2012 Cotter Corporation (Operator) submitted an amendment application (AM-1) for the JD-7 Pit, in order to incorporate an Environmental Protection Plan into their permit. The application was deemed complete for the purposes of filing on October 26, 2012. The Division received a timely objection to AM-1 from the Information Network for Responsible Mining (INFORM). There are outstanding adequacy review issues and it is unlikely that they can be addressed within the 365 day limit imposed by Rule 1.4.1 (9). The Operator and the Division agree that additional time is needed in order to adequately address the outstanding issues. The Operator has requested to extend the decision due date until January 8, 2014. The Division believes that this will allow adequate time for the Operator to address the outstanding issues, for the Division to review any new materials submitted by the Operator, and to comply with the public participation process requirements.

STAFF RECOMMENDATION:

The Division recommends the Board approve extending the review period to January 8, 2014.

Operator(s) Signature:

By signing this, the Operator agrees with the request to extend the AM-1 review period beyond 365 days, to January 8, 2014, as outlined above on the Staff Summary Form for Consent Agenda Items.

Glen Williams 8/27/13
Operator Signature Date

STATE OF Colorado }
COUNTY OF Montrose }

The foregoing instrument was hereby acknowledged before me this 27 day of August, 13 by Glen Williams, who is personally known to me or who has produced Colorado drivers license, as identification, and who signed this instrument willingly.

Tammy Gillasp
Notary Public

My commission expires: 11.1.2015

