

11-4502

MEMORANDUM

FILED

NOV 18 2011

Jim Ruby, Executive Secretary
Environmental Quality Council

TO : Environmental Quality Council

FROM : John Corra – DEQ Director *J. Corra*

DATE : October 28, 2011

RE : Bond Forfeiture Recommendation – Melvin E. Gustin, Small Mine Permit 310s

Attached is information relating to the failure of Melvin E. Gustin to reclaim lands affected by mining under the above-referenced Small Mine Permit.

I have determined that the bond for this Small Mine Permit should be forfeited. I therefore seek your approval to request that the Attorney General begin bond forfeiture proceedings.

Should you have any questions, please contact Nancy Nuttbrock.

xc: Nancy Nuttbrock – LQD Administrator (w/attachments)
 Mark Moxley – LQD District II Supervisor (w/o attachments)

Attachments: Notice of Violation, Docket No. 4908-11
 E-mail documenting Mr. Gustin’s refusal of delivery of NOV
 Inspection Memorandum dated October 5, 2011 (includes chronology
 and basis for NOV).

11/17/11
 Date

Tom Alletney
 Approved
 Chairman, Environmental Quality Council