

**BEFORE THE  
ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING**

**FILED**

**MAY 17 2012**

*Jim Ruby, Executive Secretary  
Environmental Quality Council*

**IN THE MATTER OF THE BOND     )  
FORFEITURE PROCEEDINGS     )  
AGAINST THE BOND OF             )     **DOCKET NO. 11-4503**  
ORO MANAGEMENT                 )  
LICENSE TO EXPLORE 238LE        )**

**ORDER OF BOND FORFEITURE**

THIS MATTER came before the Wyoming Environmental Quality Council on a motion from the Wyoming Department of Environmental Quality (DEQ) for forfeiture of ORO Management, LLC's (ORO) reclamation performance bond for License to Explore 238LE. The Council, having reviewed the motion and having been otherwise fully informed, **MAKES THE FOLLOWING FINDINGS OF FACT AND CONCLUSIONS OF LAW:**

1. ORO posted a performance bond for the purpose of assuring reclamation of the mining site in the amount of ten thousand dollars (\$10,000.00). The bond is a Share Certificate No. 2690 - dated July 1, 1999, issued by the Atlantic City Federal Credit Union, allowing ORO to explore its claims located in the Rock Creek drainage southeast of Atlantic City, Wyoming.
2. DEQ issued Notice of Violation No. 4907-11 to ORO on October 5, 2011, because ORO failed to follow its approved plan by constructing a solid waste management facility in the mining permit area.
3. The Council approved the DEQ's request to initiate bond forfeiture proceedings against ORO on January 27, 2012.

4. On February 9, 2012, the Office of the Attorney General sent notice to ORO, at the address provided in its 2011 Annual Report, by certified mail that the Council would enter an order forfeiting its bond unless it demanded a hearing before the Council within thirty days. Due to past difficulties in contacting ORO, the Office of the Attorney General sent notice to Mr. Zane Pasma, ORO's primary contact, at an address previously provided by ORO. Atlantic City Federal Credit Union was also sent a copy of the notice to ORO by certified mail. Notice sent to ORO and Mr. Pasma was returned to the Office of the Attorney General as "unable to forward" and "unclaimed." Atlantic City Federal Credit Union received notice on or about February 11, 2012. Neither the Office of the Attorney General nor the Council has a record of a request for a hearing before the Council from ORO or Atlantic City Federal Credit Union.

5. The record in this matter establishes that the DEQ has satisfied all requirements for bond forfeiture pursuant to Wyo. Stat. Ann. § 35-11-421 for the Share Certificate No. 2690 - dated July 1, 1999, issued by the Atlantic City Federal Credit Union in the amount of ten thousand dollars (\$10,000.00).

The Environmental Quality Council, being otherwise fully advised in the premises, **HEREBY ORDERS:**

1. The aforementioned reclamation performance bond forfeited to the Wyoming Department of Environmental Quality, Land Quality Division, to be used by the Department for the reclamation of all lands affected by ORO's mining operations under permit 238LE.

2. Any proceeds remaining after reclamation shall be subject to any claim by the people of the State of Wyoming.

3. Any funds remaining after reclamation and payment of other claims shall be returned to ORO.

DATED this 10 day of May, 2012.

WYOMING ENVIRONMENTAL QUALITY  
COUNCIL

A handwritten signature in blue ink, appearing to read "Shirley", is written over a horizontal line.

Chairman

## CERTIFICATE OF SERVICE

I, Kim Waring, certify that at Cheyenne, Wyoming, on the 17<sup>th</sup> day of May, 2012, I served a copy of the foregoing ORDER OF BOND FORFEITURE by electronic mail to the following:

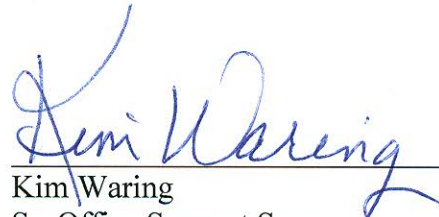
Nancy Nuttbrock  
DEQ LQD - Administrator  
[nancy.nuttbrock@wyo.gov](mailto:nancy.nuttbrock@wyo.gov)

Luke Esch  
Asst. Attorney General  
[luke.esch@wyo.gov](mailto:luke.esch@wyo.gov)

John Corra  
Director, DEQ  
[john.corra@wyo.gov](mailto:john.corra@wyo.gov)

also by depositing the same in the United States mail addressed to:

Mr. Zane Pasma  
ORO Management, LLC  
P.O. Box 1389  
Green River, WY 82935



Kim Waring  
Sr. Office Support Spec.  
Environmental Quality Council  
122 W. 25<sup>th</sup>, Rm. 1714  
Herschler Bldg.  
Cheyenne, WY 82002  
Phone: 307-777-7170  
FAX: 307-777-6134