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MEMORANDUM

LQD

TO: Todd Parfitt, Director, DEQ

AUG 5 2013

FROM: Kurt King, Senior Analyst *KK*

RECEIVED

DATE: July 31, 2013

SUBJECT: Chronology of events for Hettinger LLC, **bond forfeiture**, Limited Mining Operation (LMO), 1412ET

1. Hettinger LLC received a Limited Mining Operation to mine scoria on October 31, 2007. The proposed disturbance was for 10 acres, and a \$10,000.00 cash bond in the form of US Bank Check No. 508964277 was accepted.
2. The scoria pit was opened and approximately 5.2 acres have been disturbed to date.
3. The last annual report received from Hettinger LLC was received on November 8, 2010.
4. Hettinger LLC was no longer authorized to operate in Wyoming effective May 10, 2010 for failure to pay taxes. Further, Hettinger LLC filed Chapter 7 bankruptcy on March 7, 2012 in the United States Bankruptcy Court for the District of Delaware, Case Number 1:12-bk-10823.
5. On December 7, 2012 I talked to the surface owner, Mr. Craig Means of Gillette, WY and discussed options for the pit. Mr. Means wanted the pit reclaimed and said he wanted to do the reclamation. I told him we would start the bond forfeiture process on Hettinger.
6. I conducted Annual Inspections on February 17, 2012 and January 24, 2013. The January 24, 2013 inspection found that the LMO had been abandoned for at least 1 1/2 years and no reclamation had occurred.
7. I wrote a Notice of Violation (NOV), Docket No. 5156-13 that was signed on May 3, 2013. The NOV was for failure to reclaim the pit.
8. The NOV was received and signed for on May 6, 2013 by Hettinger LLC. Land Quality Division has not received a response from Hettinger LLC to resolve the NOV as of July 31, 2013.
9. A memo has been prepared to forward this forfeiture request to the EQC.

/kk

xc: Cheyenne files

*MSK*  
8/1/13