



Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Matthew H. Mead, Governor

Todd Parfitt, Director

Mr. Mark Thrall
Blackjewel, L.L.C.
P.O. Box 3039
Gillette, WY 72717-3039

RE: License to Mine applications for Blackjewel L.L.C., PT0428-T7, Eagle Butte Mine, TFN 6 4/293, and PT0214, Belle Ayr Mine, TFN 6 3/293

Dear Mr. Thrall,

This letter is in regards to your License to Mine applications for the Eagle Butte and Belle Ayr Mines. As part of the Land Quality Division coal regulatory program, applicants for Licenses to Mine must be checked for violations in other states using the Applicant Violator System (AVS) managed by the Office of Surface Mining. The application cannot be approved if the applicant owns or controls a surface coal mine operation with an outstanding violation (30 CFR 773.14). The most recent AVS check for January 16, 2018 indicates that Blackjewel L.L.C currently has violations that are classified as outstanding. A list of the violations are attached. Until these violations are resolved, the LQD cannot continue to process your applications. Please inform LQD when these violations are resolved, in order for LQD to proceed with processing these applications as soon as possible.

The LQD would also like clarification in relation to the Black Thunder Ranch collateral for the Belle Ayr Mine bond. If this property was part of the sale to Blackjewel, then the LQD as first lien holder of the mortgage must be informed of this transfer of ownership. Please clarify to LQD the status of the Black Thunder Ranch real property as it relates to the sale and transfer of the Belle Ayr Mine to Blackjewel L.L.C.

Should you have any questions, please feel free to contact me at (307) 777-7046.

Sincerely,

Kyle Wendtland
Administrator, Land Quality Division

Date: 1/16/18

Enclosures

- ec: Mark Rogaczewski w/enclosure
- Tammi Pusheck, LQD Cheyenne w/enclosure
- Kim Pandullo, LQD Cheyenne w/enclosure
- Kimber Wichmann, Chief Economist

DEQ Exhibit 9

Entity Evaluation

Entity Number 260308
 Entity Name Blackjewel LLC
 Date of Request 1/16/2018 11:45:35 AM
 Requestor Guest

CAUTION: The Applicant/Violator System (AVS) is an informational database. Permit eligibility determinations are made by the regulatory authority with jurisdiction over the permit application not by the AVS. Results which display outstanding violations may not include critical information about settlements or other conditions that affect permit eligibility. Consult the AVS Office at 800-643-9748 for verification of information prior to making decisions on these results.

46 Violations Found.

1: AML	1102000	VA	Permit:1102000	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
2: State Cessation Order	GWSD041710-SD	VA	Permit:1102000	Conditional	12/29/2017
Violator 1:	248955 Revelation Energy LLC				
3: AML	1102135	VA	Permit:1102135	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
4: AML	1201182	VA	Permit:1201182	Outstanding	9/30/2017
Violator 1:	086194 Dominion Coal Corp				
Violator 2:	248955 Revelation Energy LLC				
5: AML	1201484	VA	Permit:1201484	Outstanding	9/30/2017
Violator 1:	086194 Dominion Coal Corp				
Violator 2:	248955 Revelation Energy LLC				
6: AML	1202162	VA	Permit:1202162	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
7: AML	1202226	VA	Permit:1202226	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
8: AML	8075251	KY	Permit:8075251	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
9: State Cessation Order	621581	KY	Permit:8075263	Conditional	12/4/2017
Violator 1:	248955 Revelation Energy LLC				
10: State Civil Penalty	633772	KY	Permit:8265074	Conditional	8/15/2016
Violator 1:	248955 Revelation Energy LLC				
11: State Cessation Order	432110	KY	Permit:8360435	Conditional	8/29/2017
Violator 1:	248955 Revelation Energy LLC				
12: State Cessation Order	231500	KY	Permit:8480347	Conditional	11/14/2017
Violator 1:	248955 Revelation Energy LLC				
13: AML	8480351	KY	Permit:8480351	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
14: State Cessation Order	8480352	KY	Permit:8480352	Outstanding	1/8/2018
Violator 1:	248955 Revelation Energy LLC				
15: State Cessation Order	631500	KY	Permit:8480356	Outstanding	11/13/2017
Violator 1:	248955 Revelation Energy LLC				
16: AML	8485563	KY	Permit:8485563	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
17: AML	8485567	KY	Permit:8485567	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
18: AML	8485569	KY	Permit:8485569	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
19: AML	8485571	KY	Permit:8485571	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
20: State Cessation Order	631551	KY	Permit:8485578	Outstanding	1/5/2018
Violator 1:	248955 Revelation Energy LLC				
21: AML	8485590	KY	Permit:8485590	Outstanding	9/30/2017

Violator 1:	248955 Revelation Energy LLC				
Violator 2:	259774 Lone Mountain Processing LLC				
22: AML	<u>848-5591</u>	KY	Permit:8485591	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
Violator 2:	259774 Lone Mountain Processing LLC				
23: AML	<u>848-5591</u>	KY	Permit:8485591	Outstanding	9/30/2017
Violator 1:	247669 Powell Mountain Energy LLC				
Violator 2:	248955 Revelation Energy LLC				
24: AML	<u>866-0367</u>	KY	Permit:8660367	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
25: State Cessation Order	<u>631820</u>	KY	Permit:8660368	Outstanding	1/8/2018
Violator 1:	248955 Revelation Energy LLC				
26: AML	<u>866-5180</u>	KY	Permit:8665180	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
27: AML	<u>867-0522</u>	KY	Permit:8670522	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
28: State Civil Penalty	<u>232071</u>	KY	Permit:8670522	Conditional	6/18/2015
Violator 1:	248955 Revelation Energy LLC				
29: AML	<u>867-0523</u>	KY	Permit:8670523	Outstanding	9/30/2017
Violator 1:	248955 Revelation Energy LLC				
30: State Cessation Order	<u>230940</u>	KY	Permit:8670523	Conditional	9/9/2016
Violator 1:	248955 Revelation Energy LLC				
31: State Cessation Order	<u>230941</u>	KY	Permit:8670523	Conditional	9/9/2016
Violator 1:	248955 Revelation Energy LLC				
32: State Cessation Order	<u>230941</u>	KY	Permit:8670523	Conditional	9/9/2016
Violator 1:	248955 Revelation Energy LLC				
33: State Cessation Order	<u>231223</u>	KY	Permit:8670523	Conditional	2/14/2017
Violator 1:	248955 Revelation Energy LLC				
34: State Cessation Order	<u>531482</u>	KY	Permit:8980892	Conditional	12/4/2017
Violator 1:	248955 Revelation Energy LLC				
35: State Cessation Order	<u>22-C</u>	WV	Permit:5300609	Conditional	5/22/2015
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
36: State Cessation Order	<u>24-C</u>	WV	Permit:5300609	Conditional	7/17/2015
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
37: State Cessation Order	<u>25-C</u>	WV	Permit:5300609	Conditional	8/30/2017
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
38: State Cessation Order	<u>26-C</u>	WV	Permit:5300609	Conditional	3/21/2017
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
39: State Civil Penalty	<u>23-N</u>	WV	Permit:5300609	Conditional	7/16/2015
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
40: State Civil Penalty	<u>21-N</u>	WV	Permit:5300609	Conditional	5/1/2015
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
41: State Civil Penalty	<u>27-N</u>	WV	Permit:5300609	Conditional	9/16/2015
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
42: State Civil Penalty	<u>29-N</u>	WV	Permit:5300609	Conditional	12/22/2015
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
43: State Civil Penalty	<u>29-N</u>	WV	Permit:5300609	Conditional	10/11/2016
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
44: State Civil Penalty	<u>29-N</u>	WV	Permit:5300609	Outstanding	10/31/2017
Violator 1:	150980 Keystone Industries Llc (dba Keystone Devl Llc)				
45: State Cessation Order	<u>24-C</u>	WV	Permit:5300905	Conditional	4/4/2017
Violator 1:	248955 Revelation Energy LLC				
46: State Cessation Order	<u>25-C</u>	WV	Permit:5300905	Conditional	4/4/2017
Violator 1:	248955 Revelation Energy LLC				

Evaluation OFT

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