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*Attorney for Objectors,
Mary Brezik-Fisher and David Fisher*

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

IN RE BROOK MINE APPLICATION)
) DOCKET 17-4802
TFN 6 2-025)
)

**FIRST SET OF INTERROGATORIES TO BROOK MINING COMPANY, LLC
ISSUED BY OBJECTORS MARY BREZIK-FISHER AND DAVID FISHER**

Objectors Mary Brezik-Fisher and David Fisher, by and through their undersigned counsel, submit the following interrogatories issued to Brook Mining Company, LLC to be answered separately and fully in writing under oath pursuant to the Wyoming Rules of Civil Procedure as follows:

A. DEFINITIONS AND REQUIREMENTS

Each interrogatory requests all information known by you, your agents, employees and attorneys, including information that can be obtained through a diligent review of information or data under your control or available to you. Your answers should include all information given to you by others, unless such information is protected by the attorney-client privilege or the work product doctrine. If you claim requested information is not

subject to disclosure, comply with the Rules of Civil Procedure, including Rule 26(b)(5) by making that claim expressly and describing the nature of the documents, communications, or things not produced or disclosed in a manner that, without revealing information itself privileged or protected, will enable the undersigned to assess the applicability of the privilege or protection.

When the terms “writing”, “documents”, “tangible items”, or “electronically stored information” are used in these requests, these terms should be construed in the broadest sense and are intended to encompass all forms of information as contemplated and described by Wyoming Rule of Civil Procedure 34, including without limitation, all writings, documents, copies, reproductions, drawings, graphs, charts, photographs, sound recordings, visual recordings, images, and any other data or data compilations stored in any medium from which information can be obtained or translated (if necessary) by the respondent into reasonably usable form.

Supplementation of all responses is required in strict compliance with the Rules of Civil Procedure and for any answer that requests information relating to or seeking information on; (a) the identity and location of persons having knowledge of discoverable facts; (b) the identity, location, qualifications and opinions of experts expected to be called at trial; and (c) any answer to an request to which supplemental, new or amended information is obtained that changes, supplements, alters, supports or contradicts any prior response.

Definitions:

1. **“Brook Mine”** as used in this discovery shall mean Brook Mining Company, LLC.
2. **“Mine or Mining Permit”** as used in this discovery shall mean Brook Mine Application TFN 6 2-025 currently pending in Sheridan County, Wyoming.
3. **“DEQ”** as used in this discovery shall mean the Wyoming Department Of Environmental Quality.
4. **“Fishers”** as used in this discovery shall mean Objectors Mary Brezik-Fisher and David Fisher.

INTERROGATORIES

INTERROGATORY NO. 1: List all parent, subsidiary or affiliated companies,

or associated entities of Brook Mining Company, LLC and define their relationship to Brook Mining Company, LLC.

ANSWER:

INTERROGATORY NO. 2: Identify by name, address, and telephone number all current employees of Brook Mining Company, LLC, who will be responsible for management and operation of the proposed Brook Mine. If Brook Mining Company, LLC's operations will be managed by someone other than Brook Mine employees, identify those persons or entities who will be responsible for managing and operating the mine.

ANSWER:

INTERROGATORY NO. 3: Identify whether there have been any citations, notices of violation or similar action by any governmental entity against Brook Mining Company, LLC or any of its parent, subsidiary or affiliated companies, including but not limited to, Ramaco, LLC, Ram Mining, LLC, Ramaco Resources, Inc., and Ramaco Development, LLC. In relation to each matter identified describe the resolution of the matter or if it is still pending.

ANSWER:

INTERROGATORY NO. 4: Identify all tangible assets of Brook Mining Company, LLC in addition to any coal rights it may have in Wyoming and the general nature of and approximate value of any such assets.

ANSWER:

INTERROGATORY NO. 5: Identify the current estimate for the yearly tonnage of coal production anticipated by Brook Mine in each of the first five years of coal production, if those estimates differ from what is listed in the current mine plan.

ANSWER:

INTERROGATORY NO. 6: Identify the current estimate of the number of full-time employees of the Brook Mine in each of the first five years of the mine's operation.

ANSWER:

INTERROGATORY NO. 7: Identify each person whom Brook Mining Company, LLC expects to call or utilize as an expert at the contested case hearing. In relation to each expert, **regardless of whether or not the expert is a "retained" expert**, identify the following:

1. His or her name, current address and area of expertise, and the name of any company, organization or entity with which the expert is employed or affiliated.
2. Specifically identify and give a comprehensive statement of all opinions the expert will offer at trial or any hearing, and give a detailed explanation of the basis and facts upon which the expert relies for his or her proffered opinion.
3. Identify all publications authored or co-authored by the expert within the last 10 years.
4. Identify all cases in which the expert has testified as an expert witness (by deposition or trial testimony) within the last 4 years. As to each case, identify the approximate date of the case, names of the parties and their lawyers and the court which exercised jurisdiction.
5. Identify all documents supplied to the expert by you and all other documents of any sort reviewed by the expert in relation to this case.

If experts have not yet been identified, fully supplement this response when such

experts are identified or concurrently with expert disclosures as may be required by any case management order or scheduling order.

ANSWER:

INTERROGATORY NO. 8: Identify all witnesses that you will call or may call at any contested case hearing in this matter. In relation to each witness, identify the witness by name, provide contact information, any company or organization which employs the witness and a summary of the material information which you believe this witness may have or testify to at any hearing.

ANSWER:

INTERROGATORY NO. 9: Identify the relationship between Mr. Niles Veal of Sheridan, Wyoming and Brook Mining Company, LLC or any other subsidiary or affiliated company of Ramaco Resources, Inc. Include in your answer the length of employment with or agency for Brook Mining or any of Ramaco Resources, Inc.'s subsidiaries or affiliated companies along with his job description. Your answer should identify whether you acknowledge Niles Veal is a person authorized to act on behalf of Brook Mining or any of its parent companies.

ANSWER:

INTERROGATORY NO. 10: Other than Brook Mining Company, LLC, identify any other company (subsidiary, parent or affiliated), or any officer, director, CEO, shareholder, or any other individual who has provided a guarantee to be responsible for the

reclamation or remediation costs exceeding the current bonding requirement set forth in the Mine Plan or for any environmental impacts such as water or air pollution.

ANSWER:

INTERROGATORY NO. 11: Identify with specific reference to provisions in the current mine plan any documentation which provides compensation for damages to affected landowners regarding issues pertaining to domestic and stock water wells, homes and foundations, medical expenses or injury associated with diminished or dangerous air quality levels, and other potential adverse affects of the mine operation on affected landowners and members of the public.

ANSWER:

INTERROGATORY NO. 12: Identify and describe with specificity all direct communications by and between any objecting landowner and Brook Mining Company, LLC or any of its representatives, agents, employees, directors, officers in which you contend the objecting landowner's questions and concerns about the mine plan were "discussed and addressed". Include in your answer the names, addresses, and phone numbers of all individuals involved in any such occurrences, the date of the occurrence, the location of any such occurrence and the substance of the conversation or communication.

ANSWER:

INTERROGATORY NO. 13: If either a non-adjudicated or non-permitted domestic or stock water well is utilized by a landowner within one-half mile of the mine permit boundary and such well is adversely impacted by mining operations, does Brook Mine

commit to repair and/or replace impacted or damaged domestic and stock water wells?

ANSWER:

INTERROGATORY NO. 14: Identify with specificity the design, nature and extent of any Air Quality Monitoring Program (both on and off the permit area) which will be implemented and utilized by Brook Mine during its mining operations which will ensure compliance with applicable state and federal air quality standards and the plan currently in place that defines how any adverse impacts will be controlled, stopped and remediated. Include in your answer the name of the individual or individuals who designed the Program. If no such Air Quality Monitoring Program has been designed, state that fact in your answer. If your answer is a reference to the Mine Plan, provide specific citation to those aspects of the Mine Plan which you claim provide the answer to this question.

ANSWER:

INTERROGATORY NO. 15: Identify with specificity the design, nature and extent of any Water Quality Monitoring Program (both surface and subsurface on and off the mine permit area) which will be implemented and utilized by Brook Mine during its mining operations to ensure that water sources suffer no adverse impacts or degradation and the plan currently in place that defines how any adverse impacts will be controlled, stopped and remediated. Include in your answer the name of the individual or individuals who designed the programs. If no such Water Quality Monitoring Program has been designed, state that fact in your answer. If your answer is a reference to the Mine Plan, provide specific citation to those aspects of the Mine Plan which you claim provide the answer to this question.

ANSWER:

INTERROGATORY NO. 16: Identify the projected or estimated cost, expense or expenditure of the overburden removal to excavate the access trenches or openings for providing the access area necessary to facilitate the highwall mining equipment and activities at the Brook Mine facility proposed in Sheridan County, Wyoming. If projections or estimates exist only for a portion of the project (i.e. one trench) identify that the projection or estimate is so limited and the scope to which the projection or estimate applies. Your response should include the name(s) of all individuals or companies involved in preparing these calculations and any data relied upon in formulating the calculations.

ANSWER:

INTERROGATORY NO. 17: Identify whether data and samples collected on the Fisher property without authorization from the Fishers on July 1, 2013, including soil, vegetation and foliage samples, by representatives from BKS Environmental Associates, Inc. was tested and/or analyzed and whether such data and testing was included in the mine plan.

ANSWER:

DATED this 7th day of April, 2017.

YONKEE & TONER, LLP

/s/ Jay A. Gilbertz
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CERTIFICATE OF SERVICE

I, Jay A. Gilbertz, hereby certify that on the 7th day of February, 2017, I served a true and correct copy of the above and foregoing *by electronic transmission*, duly addressed as follows:

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/s/ Jay A. Gilbertz _____
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