



DIVISIONS
ENERGY
GAS AND OIL
MINED LAND RECLAMATION
MINERAL MINING
GEOLOGY AND MINERAL RESOURCES
MINES
ADMINISTRATION

COMMONWEALTH of VIRGINIA

Department of Mines, Minerals and Energy

P.O. Drawer 900
3405 Mountain Empire Road
Big Stone Gap, Virginia 24219-0900
(276) 523-8100
www.dmme.virginia.gov
September 12, 2018

Mr. James C. Justice III
A & G Coal Corporation
P.O. Box 2178
Beaver, West Virginia 25813

Certified Mail Return
Receipt No. 7017 0190 0000 6829 4633

Re: **Formal Hearing** – Issuance of Show Cause Order of 7/24/17, (Modified 02/08/2018) to A & G Coal Corporation, Permit Number 1101914

Dear Mr. Justice:

The formal hearing to review the Division decision to issue the 07/24/17 Show Cause Order to A & G Coal Corporation permit Number 1101914 is scheduled for 9:00 AM on October 17, 2018. The public hearing will be held in Conference Room 219 of the Department's Big Stone Gap office (Buchanan-Smith Building).

The hearing will be conducted pursuant to §45.1-246(C) of the **Code of Virginia** and §4VAC25-130-845.19(c) of the **Virginia Coal Surface Mining Reclamation Regulations**. Ms. Ternon Galloway Lee, Esquire shall serve as the Hearing Officer.

Please be advised of the following:

- 1) The agency will object to any request for continuance of the formal hearing, which is made within 10 days of the scheduled hearing date.
- 2) Each party needs to have a minimum of 3 sets (or 1 for each party and the Hearing Officer) of each exhibit it intends to place into the administrative record.

Should you have any questions in the meantime, please call me at (276) 523-8271.

Respectfully,

A handwritten signature in black ink that reads "Harve A. Mooney". The signature is written in a cursive style with a large, prominent initial 'H'.

Harve A. Mooney
Legal Services Officer

c: Ms. Ternon Galloway Lee, Esq. Sen. William Stanley, Jr., Esq.
Mr. Paul Kugelman, Esq. Mr. Aaron B. Houchens, Esq.
Mr. Randy Casey, Division Director Mr. Mark Wooten, PE.
Mr. Gavin M. Bledsoe, Reclamation Services Mgr.
Mr. James D. Meacham, Acting Area Supervisor
Mr. Charles E. Varner, Area Inspector
Mr. Bradley C. Lambert, DMME Deputy Director