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

John Corra, Director

September 25, 2012

CERTIFIED MAIL, RETURN RECEIPT REQUESTED # 7010 0780 0000 4621 3568

Wolverine Operations, LLC
1905 Abbot, Suite 1
East Lansing, Michigan 48823

RE: Notice of Violation, Docket No. 5061-12
1240ET, Wolverine Operations, LLC

To Whom It May Concern:

Enclosed you will find a Notice of Violation issued under the provisions of W.S. §35-11-701(c). The Notice of Violation is based on inspections conducted by Mr. Don Crecelius on July 17, 2012. The violation is for failure to reclaim mining disturbance from your scoria operation in Sheridan County, WY.

The LQD is attempting to resolve this issue without further enforcement action, and requires that you contact Mr. Mark Rogaczewski, LQD District III Supervisor at 307-675-5616 **within** fifteen (15) days of receipt of this letter to schedule a meeting to resolve this enforcement action. Should resolution of this enforcement action be reached as a result of this meeting, a Settlement Agreement will be signed by both parties.

Should you have any questions, please contact Don Crecelius at 307-675-5614.

Respectfully,

John V. Corra
Director
Department of Environmental Quality

Nancy Nuttbrock
Administrator
Land Quality Division

Enclosures: **Notice of Violation**

cc: Mark Rogaczewski, LQD, District III
Wolverine Operations, P.O Box 1118, Buffalo, WY 82834 - **CERTIFIED MAIL, RETURN RECEIPT REQUESTED # 7010 0780 0000 4621 3575**

DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING

NOTICE OF VIOLATION

IN THE MATTER OF THE NOTICE OF	)	
VIOLATION ISSUED TO	)	
WOLVERINE OPERATIONS, LLC		**DOCKET NO. 5061-12**
1905 ABBOT, SUITE 1	)	
EAST LANSING, MICHIGAN 48823	)	
1240ET – LIMITED MINING OPERATION	)	

NOTICE

NOTICE IS HEREBY GIVEN THAT:

1. Notice of Violation (NOV) is being sent to you pursuant to Wyoming Statute §35-11-701(c)(i) which requires that a written notice shall be issued in the case of failure to correct or remedy an alleged violation.

2. The Department of Environmental Quality, Land Quality Division Noncoal Rules and Regulations Chapter 10, Section 4(a) states that "After mining operations have ceased or within thirty (30) days after the abandonment of the mining operation, the operator shall notify the Administrator of such fact and commence reclamation and restoration."

3. During his inspection performed on July 17, 2012, Mr. Don Crecelius documented that the operation has been abandoned for several years. The landowner, Mr. Phil Little, confirmed the site is abandoned.

4. Wyoming Statute §35-11-901(a) provides that any person who violates any provision of the Environmental Quality Act or any rule, standard, permit, license or variance adopted hereunder is liable to a penalty of ten thousand dollars ($10,000.00) for each day of violation, which penalty may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming.

NOTHING IN THE NOTICE shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV be interpreted as being a condition precedent to any other enforcement action.

SIGNED this 25th day of September, 2012

John V. Corra
Director
Department of Environmental Quality

Nancy Nuttbrock
Administrator
Land Quality Division

Please direct all inquiries regarding this Notice of Violation to Mr. Mark Rogaczewski, District III Supervisor, Wyoming Department of Environmental Quality/Land Quality Division, 2100 West 5th Street, Sheridan, WY, 82801

cc: Mark Rogaczewski, LQD
Wolverine Operations, LLC, P.O. Box 1118, Buffalo, WY 82834
file, 1240ET