Order For Cessation
And Immediate Compliance
Permittee Name: **REVELATION ENERGY LLC**
IDCO 23-2015
Permit No. 874-9006

Operator:
Surety: **LEXON INSURANCE COMPANY** 0825

Will compliance with this order required the cessation of coal removal? **No**

Whereas, on this the 22 day of **July, 2019**, Notice of Non-Compliance, No. 23-6017, pertaining to Permit No. 874-9006 is issued to you which sets forth violations of KRS 350, 405 KAR, permit conditions or practices that create an imminent danger to the health or safety of the Public, or are causing or can reasonably be expected to cause significant, imminent environmental harm to Land, air, or water resources, you are hereby ordered to cease your present activities on the area described as follows:

**No activity occurring onsite. Immediately bring the substandard discharge into compliance.**

on Permit No. 874-9006, and to immediately take the following remedial measures:

**WQ-Water Quality - 405 KAR 16:070-** Bring the substandard discharge from sediment structure Pond 1 into compliance.

**EL- Effluent Limitations – 401 KAR 5:065-** Bring the substandard discharge from sediment structure Pond 1 into compliance.

And complete them by **4:30 PM** on **7/30/2019**. This applies to the following violations for the Non-Compliance above: **EL, WQ**

**Issued By:**
ANDREW, SHAWN
L.D. No.: 020285  Date: 7/25/2019

Env. Inspector:
Shawn Andrew
L.D. No.: 020285  Date: 07/25/2019

Env. Control Supervisor:
Lonis Morgan
L.D. No.: 020285  Date: 07/29/2019

Env. Control Manager:
Lonis Morgan
L.D. No.: 020285  Date: 07/29/2019

Person On-Site To Whom Copy Was Delivered:
Signature:

Person To Whom Copy Was Hand Delivered:
Signature:

Certified Mail No. 606-248-6166

Contact Inspector at: **606-248-6166**
YOUR RIGHT TO APPEAL

If you consider yourself aggrieved by this agency’s determination, you may file a petition with the Cabinet. Under 400 KAR 1:090; 400 KAR 1:110, Section 9; 400 KAR 1:120, Section 2 a petition for review must contain:

(a) A statement of facts entitling you to administrative relief,
(b) An explanation of specific alleged errors in the Cabinet’s decision,
(c) A request for specific relief, and
(d) Any other relevant information.

(Please include the name of the permittee and the permit number on your statement of facts, if they exist.)

The petition must be filed and received by the Office of Administrative Hearings within thirty (30) days of the receipt of this letter/determination. Your petition must be addressed to:

Attn: Docket Section
Office of Administrative Hearings
211 Sower Boulevard
Frankfort, KY 40601

You may also fax your request to the Office of Administrative Hearings, fax number 502-564-4973. You must, however, mail a written copy of your petition to the Office on the same day as you send the faxed copy.

OR

You may also request an Administrative Review by writing a letter to:

Ms. Courtney Skaggs, Director
Division of Mine Reclamation and Enforcement
300 Sower Boulevard
Frankfort, KY 40601

Please contact the Office of Administrative Hearings at 502-564-7312 should you have any questions concerning the petition process or if you would like to have them send you a copy of the Guide.

CAUTION: The above statements are informational only and not intended to supplement or replace the provision of 401KAR 1:190; 400 KAR 1:110, Section 9, 400 KAR1:120, Section 2. Failure to comply with the regulations may result in a determination that you have waived your rights to an administrative hearing.
Dear Ms. Blanton,

On July 22, 2019, the MIDDLESBRO Regional Office of the Division of Mine Reclamation and Enforcement (DMRE) received your request for inspection regarding substandard water discharging from nearby permits.

At approximately 2:40 P.M. July 22, 2019, I was contacted by the Middlesboro Regional Office and informed of your concerns. I proceeded to permits 874-8006 and 874-9006 and arrived at 3:35 P.M. I first investigated the issue that was passed along to us regarding Liz Worley Road. At the time of my investigation, there was no indication that any roadside ditch water had run onto the road’s surface. This may have occurred during an earlier heavy rain event at some point that day. I proceeded to the permits 874-8006 and 874-9006. I inspected the impoundment which is within compliance at elevation 1144 feet. This is normally at around 1143 feet elevation. I inspected Pond 1 on 9006 and ponds 2 and 13 on 8006. These Ponds were discharging. The discharge was tested and was found to be sub-substandard and non-compliance 23-6016 and Imminent Danger Cessation Order 23-2015 was issued for 874-8006 and non-compliance 23-6017 and Imminent Danger Cessation Order 23-2016 was issued for 874-9006. The company was subsequently issued Failure to abate cessation orders for both 874-8006 and 874-9006. If you have any further question or concerns please call the Middlesboro Regional Office at 606-248-6166.

Sincerely,

Shawn Andrew
Environmental Scientist III

This letter has been reviewed by the following personnel:

Louis Morgan, Env. Control Manager

cc: complaint file (e)
Order For Cessation
And Immediate Compliance
Permittee Name: REVELATION ENERGY LLC
Operator: 
Surety: LEXON INSURANCE COMPANY

Will compliance with this order required the cessation of coal removal? No
How?

Whereas, on this the 22 day of July, 2019, Notice of Non-Compliance, No. 23-6016, pertaining to Permit No. 874-8006 is issued to you which sets forth violations of KRS 350, 405 KAR, permit conditions or practices that create an imminent danger to the health or safety of the Public, or are causing or can reasonably be expected to cause significant, imminent environmental harm to Land, air, or water resources, you are hereby ordered to cease your present activities on the area described as follows:

No activity occurring onsite. Immediately bring the substandard discharge into compliance.

on Permit No. 874-8006, and to immediately take the following remedial measures:

WQ-Water Quality - 405 KAR 16:070- Bring the substandard discharges from sediment structures Pond 2 and Pond 13 into compliance.
EL- Effluent Limitations – 401 KAR 5:065- Bring the substandard discharges from sediment structures Pond 2 and Pond 13 into compliance.

And complete them by 4:30 PM on 7/30/2019. This applies to the following violations for the Non-Compliance above: EL, WQ

Issued By: ANDREW, SHAWN
Env. Inspector: Shawn Andrew
Env. Control Supervisor: Loris Morgan
Env. Control Manager: Loris Morgan
Person On-Site To Whom Copy Was Delivered: 
Signature: 
Person To Whom Copy Was Hand Delivered: 
Signature: 
Certified Mail No. 
Certified Date upon completion of remedial measures 
Contact Inspector at: 606-248-6166