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**BEFORE THE DIVISION OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

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IN THE MATTER OF DRAPER CITY'S  
REQUEST FOR AGENCY ACTION  
DISAPPROVING REVISED NOTICE OF  
INTENTION TO COMMENCE LARGE  
MINING OPERATIONS FOR GENEVA  
ROCK PRODUCTIONS, POINT OF THE  
MOUNTAIN QUARRY (NO.  
M/035/0026).

**REVISED NOTICE OF INFORMAL  
ADJUDICATIVE PROCEEDINGS**

Division File No. M/035/0026

Hearing Officer John R. Baza

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On October 21, 2022, the Presiding Officer issued a Notice of Informal Adjudicative Proceedings ("Initial Notice"). The Initial Notice acknowledged receipt of a request for agency action ("RAA") made by Draper City as well as the existence of written objections requiring informal adjudicative proceedings pursuant to Utah Code Ann. § 40-8-13. Both Draper's RAA and the written objections were regarding the Division of Oil, Gas and Mining's ("Division") tentative approval for Geneva Rock Products Inc. to revise its large mine notice of intention.

On November 4, 2022, the Presiding Officer issued an Order which modified the Initial Notice in the following ways: (1) the Order vacated determinations made in the Initial Notice surrounding parties; (2) the Order directed the Division of Oil, Gas and Mining ("Division") to classify the written submissions received during the relevant thirty-day window; and (3) the Order continued the date and time of the informal adjudicative proceedings.

On November 21, 2022, as directed by the Presiding Officer's Order, the Division determined which written comments received during the thirty-day window were "written objections of substance."

Those who provided the written objections listed in the Division's filing will have the opportunity to participate in person at the upcoming informal adjudicative proceedings. A copy of the Division's filing is attached to this Notice. The informal adjudicative proceedings will take place on Friday January 27, 2023, at 9:00 A.M. in the Utah Department of Natural Resources auditorium located at 1594 West North Temple, Salt Lake City Utah. Those who provided written objections listed in the Division's filing who wish to participate in person at the informal adjudicative proceedings must email [Danadean@utah.gov](mailto:Danadean@utah.gov) by end of business January 15, 2023. The informal adjudicative proceedings may be viewed in person or virtually via a link which will be posted to the Division's website. No virtual participation will be permitted.

The Presiding Officer requests the Division and Geneva to supply written memorandums in response to Draper's RAA and the written objections of substance on or before January 15, 2023. No reply briefing will be needed from Draper or those listed in the Division's filing.

The following time allocations will be in place at the January 27, 2023, proceedings:

- Geneva will be allocated 30 minutes
- Draper will be allocated 20 minutes
- Each of the written objectors listed in the Division's November 21 filing who wish to participate in person will be allocated 3 minutes
- The Division will be allocated 20 minutes

At the January 27, 2023, proceedings, Geneva will present first. After Geneva has made its initial presentation, Draper will present followed by the written objectors. The Division will follow the written objectors and then Geneva will have a chance to rebut the arguments raised by Draper, the objectors, and the Division.

DATED this 8th day of December, 2022.

STATE OF UTAH  
DIVISION OF OIL, GAS AND MINING

  
/s/ John Baza (Dec 8, 2022 08:59 MST)

John R. Baza, Director

**CERTIFICATE OF SERVICE**

I hereby certify that on this 8th day of December, 2022, I caused a true and correct copy of the foregoing REVISED NOTICE OF INFORMAL ADJUDICATIVE PROCEEDINGS to be mailed to the following:

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Submitted Written Objection of Substance:

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/s/ Janette Lucero