

BRIAN SANDOVAL
Governor



STATE OF NEVADA
STATE ENVIRONMENTAL COMMISSION

901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249
Telephone (775) 687-9374
Fax (775) 687-5856
www.sec.nv.gov

Leo Drozdoff, P.E.
Director



CHAIRMAN
Eugene Gans
Las Vegas, NV

VICE CHAIRMAN
Tom Porta
Reno, NV

MEMBERS

Pete Anderson
State Forester
Division of Forestry

Frances Barron
State Board of Health
Las Vegas, NV

Jason King
State Engineer
Division of Water
Resources

Kathryn Landreth
Reno, NV

Jim Barbee
Director, Department of
Agriculture

Tony Wasley, Director
Department of Wildlife

Rich Perry
Administrator
Division of Minerals
Commission on Mineral
Resources

Mark Turner
Carson City, NV

Cary Richardson
Carson City, NV

COUNSEL
Colleen Platt

STAFF
Valerie King
Executive Secretary

Misti Gower
Recording Secretary

August 28, 2014

Ernest L. Selman
Vice President
Cind-R-Lite, Cinder Cone Mine
6085 S. Decatur Blvd.
Las Vegas, Nevada 89118

RE: Notice of Alleged Air Quality Violation and Order No. 2498
Class II Air Quality Operating Permit AP3271-2457 (FIN A0519)

Dear Mr. Selman:

On June 24, 2014, the Nevada Division of Environmental Protection (NDEP) held an enforcement conference with Cind-R-Lite to discuss supporting information regarding the draft Notice of Alleged Violation and Order (NOAV) No. 2498. As a result of that meeting, NDEP formally issued NOAV No. 2498; see attached.

NDEP sent NOAV No. 2498 via certified mail on July 31, 2014, notifying Cind-R-Lite of its appeal rights pursuant to NRS 445B.340 and NRS 445B.360. Cind-R-Lite appealed the NOAV. Contingent upon the outcome of the appeal hearing, which has not yet been formally scheduled but will occur prior to October 8, 2014, the State Environmental Commission (SEC) will determine the appropriate penalty for the violation contained in the above referenced NOAV on **Wednesday, October 8, 2014 at 9:00 a.m.** in the Bryan Building in Carson City, Nevada (901 S. Stewart Street, 2nd Floor Tahoe Room).

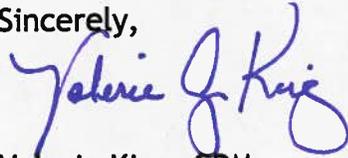
Pursuant to NRS 445B.640(1), the SEC may approve an administrative penalty of not more than \$10,000 per day per violation. During the October 8 meeting, NDEP will provide the SEC with a brief overview of the NOAV and its recommendation for an administrative penalty of \$34,650.00. This recommended penalty was calculated using a penalty matrix previously approved by the SEC.

Although your presence is not required at this meeting, you or a representative may wish to attend to speak on behalf of Cind-R-Lite.

The SEC may, without further notice, take administrative action against Cind-R-Lite if the SEC determines that such administrative action is warranted after it considers NOAV 2498.

If you have any questions regarding this notice, please contact me at (775) 687-9374.

Sincerely,



Valerie King, CPM
Executive Secretary

Certified Mail # 9171 9690 0935 0012 2752 88

cc: Colleen Cripps, Ph.D., Administrator
Rob Bamford, Chief, BAPC
Francisco Vega, NDEP/BAPC
Colleen Platt, SEC/DAG