

McElvain

Adrian Galt Jr

Nov # 3-08-02

They don't agree with our interpretation of the list they sent to us in June

It took the OCD 11 days to contact McElvain about the pits and by Sept 25, 2007 the pits were closed

The pits were permitted as Drilling pits

McElvain interprets cessation of use as six months past completion, and that these pits were not open past that

McElvain stated it was not knowing and willful and that it was just a misunderstanding

They want to try to agree to an ACO but if they can't they will go to hearing

They feel by referencing a previous ACO we are building a case against them.