

ARKANSAS POLLUTION CONTROL  
AND ECOLOGY COMMISSION

LOCATION - SUBJECT \_\_\_\_\_  
SUGARLOAF MINING COMPANY  
Docket No. 90-033B

MINUTE ORDER NO. 97-7

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On December 19, 1996, Administrative Hearing Officer ("AHO") Michael O'Malley, entered a Recommended Decision (Order No. 3) in the matter of Sugarloaf Mining Company, Docket No. 90-033B.

The Commission considered this matter at its January 24, 1997 Commission meeting. The record compiled by the AHO and the Recommended Decision were presented to and accepted by the Commission.

The Recommended Decision forfeits Banco Portugues Do Atlantico's Letter of Credit No. 901335 in the amount of \$375,385.75 to the Arkansas Department of Pollution Control and Ecology within thirty days of the date of this minute order and grants Banco's Objection and Motion to Strike. The Commission has reviewed the record compiled by the AHO and has reviewed the Recommended Decision. The Commission finds that the Recommended Decision should be adopted.

The Commission adopts and affirms, without modification, as its final order the Recommended Decision (Order No. 3) entered on December 19, 1996, in Docket No. 90-033B.

COMMISSIONERS

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Michael O'Malley  
Chair

SUBMITTED BY: M. O'Malley

PASSED: 01/24/97