

May 4, 2007

In the matter of
American Gilsonite Company
Bonanza Mine
ID No. 42-00854

Docket No. M-77-285-M

PROPOSED DECISION AND ORDER TO REVOKE

On June 9, 1977, American Gilsonite Company was granted a variance of 30 CFR § 57.19054 (formerly 30 CFR 57.19-54) pursuant to Section 101(c) of the Federal Mine Safety and Health Act of 1977, based upon an alternative method of compliance. The variance allowed an alternative method of using specific right lang cable instead of locked coil construction cable in the I-16 shaft.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

MSHA Rocky Mountain District personnel have determined that the petition is no longer needed since the I-16 shaft is no longer active. Consequently, the modification of the mandatory standard is no longer necessary.

ORDER

Wherefore, pursuant to the authority delegated by the Secretary of Labor to the Administrator for Metal and Nonmetal Mine Safety and Health and pursuant to Section 101(c) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C., Section 811(c), it is ordered that American Gilsonite Company's modification of 30 CFR § 57.19054 as it pertains to the Bonanza Mine, is hereby **REVOKED**.

/s/ Felix A. Quintana

Felix A. Quintana
Administrator for Metal and Nonmetal
Mine Safety and Health