

State of New Mexico
Energy, Minerals and Natural Resources Department

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Governor

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Cabinet Secretary

Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



Electronic Transmission

September 6, 2024

Sam Gauvreau
Vice President
Gila Mining, LLC
645 Hamilton Street, Ste 800
Allentown, PA 18101

RE: Notice of Pending Denial Minimal Impact Mine Application, Deming Alpha Mine, Permit Tracking No. LU042MN, Gila Mining, LLC

Dear Mr. Gauvreau:

On May 21, 2024, the New Mexico Mining and Minerals Division (“MMD”) notified Gila Mining, LLC, (“Gila”) that the Minimal Impact Mine application for the Deming Alpha Mine (Permit Tracking No. LU042MN) was pending denial due to the lack of a required financial assurance mechanism (“financial assurance”). The final date set by MMD for the provision of financial assurance was set at August 19, 2024; otherwise, MMD would proceed with denial of the permit application at its discretion.

On September 4, 2024, MMD received a letter from Gila indicating that due to personnel issues, Gila was not made aware of the pending denial notice until a cursory review of public records posted on the MMD website. Gila indicated that they wish to proceed with the Deming Alpha Mine project and provide adequate financial assurance.

As such, MMD will allow Gila 45 days to provide financial assurance to cover the \$61,326.59 assessed by MMD on September 24, 2021. If financial assurance is not provided within 45 days of this letter, or by October 21, 2024, MMD will proceed with denial of the permit application at its discretion.

If you have any questions, please contact me at (505) 470-5354 or kevin.barnes@emnr.dnm.gov

Sincerely,

Kevin T. Barnes
Permit Lead
Mining Act Reclamation Program (MARF)

cc: David “DJ” Ennis, MARF Program Manager
Mike Reese, President, Gila Mining LLC
Mine File (LU042MN)