

In the matter of:
Thunder Basin Coal Company, LLC
(Formerly Triton Coal Company, LLC)
(Formerly Shell Mining Company)
North Rochelle Mine
Mine I.D. No. 48-01355

Petition for Modification

Docket No. M-1991-116-C

PROPOSED ORDER TO REVOKE

On **November 22, 1991**, a petition was filed seeking a modification of the application of **30 CFR 77.900** to Petitioner's **North Rochelle Mine, located in Campbell County, Wyoming**. **The petition was granted April 22, 1992 and became final on May 22, 1992.**

On **September 17, 2004**, MSHA received a request from the mine operator to revoke the petition for the modification of **30 CFR 77.900** **because conditions at the mine had changed and the petition was no longer needed**. Therefore, pursuant to the authority delegated by the Secretary of Labor to the Administrator for Coal Mine Safety and Health, **Thunder Basin Coal Company, LLC's (formerly Shell Mining Company's)** Petition for Modification of **30 CFR 77.900** at its **North Rochelle Mine** is hereby:

REVOKED.

Any party to this action desiring a hearing on this matter must file in accordance with 30 CFR 44 within 30 days. The request for hearing must be filed with the Administrator for Coal Mine Safety and Health, 1100 Wilson Boulevard, Arlington, Virginia 22209-3939.

If a hearing is requested, the request shall contain a concise summary of position on the issues of fact or law desired to be raised by the party requesting the hearing, including specific objections to the proposed decision. A party other than Petitioner who has requested a hearing shall also comment upon all issues of fact or law presented in the petition, and any party to this action requesting a hearing may indicate a desired hearing site. If no request for a hearing is filed within 30 days after service thereof, the Order of Dismissal will become final.

Terry L. Bentley
Chief, Division of Safety
Coal Mine Safety and Health