

BEFORE THE OIL & GAS COMMISSION

OHIO VALLEY ENERGY SYSTEMS CORP.,:

Appeal No. 823

Appellant,

-vs-

Review of Chief's April 21, 2010
Letter (Adams/Balough water supply)

DIVISION OF MINERAL RESOURCES
MANAGEMENT,

Appellee.

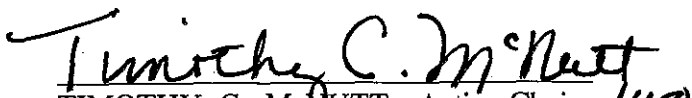
ORDER OF THE COMMISSION DISMISSING APPEAL

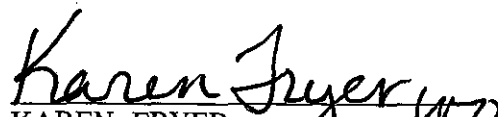
Appearances: John K. Keller, Michael J. Settineri, Counsel for Appellant Ohio Valley Energy Systems Corp.;
Molly Corey, Assistant Attorney General, Counsel for Appellee Division of Mineral Resources
Management.


Upon Notice of Withdrawal filed by Appellant, the Commission hereby

DISMISSES appeal no. 823.

Date Issued: 6/14/2010


TIMOTHY C. McNUTT, Acting Chair *wo*


KAREN FRYER *wo*


JAMES H. CAMERON

RECUSED
M. HOWARD PETRICOFF


ROBERT CHASE *wo*

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John K. Keller, Michael Settineri, Via Fax [614-719-4794 & 614-719-5146] & Regular Mail
Molly Corey, Via Fax [614-268-8871] & Inter-Office Mail
Lisa Adams, Greg Balough, Via Regular Mail

BEFORE THE STATE OF OHIO OIL AND GAS COMMISSION

OHIO VALLEY ENERGY SYSTEMS)
CORP.,)

Appellant,)

vs.)

DIVISION OF MINERAL)
RESOURCES MANAGEMENT,)

Appellee,)

Appeal No. 823

Review of Chief's April 21, 2010
Letter

RECEIVED

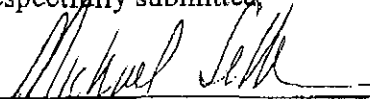
JUN 2 2010

OIL & GAS COMMISSION

NOTICE OF WITHDRAWAL OF APPEAL

Now comes Appellant, Ohio Valley Energy Systems Corp. ("Appellant"), by and through its undersigned counsel, and hereby gives notice of the withdrawal of its appeal in the above-captioned matter, without prejudice. To the extent necessary, this notice shall constitute an application by the Appellant to withdraw the appeal pursuant to Commission Rule 1509-1-22(E).

Respectfully submitted,



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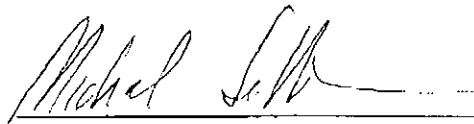
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Attorneys for Ohio Valley Energy Systems Corp.

CERTIFICATE OF SERVICE

I hereby certify that on June 2, 2010, a copy of the foregoing document was served by U.S. Mail postage prepaid upon:

Molly Corey
Assistant Attorney General
Building D-2
2045 Morse Road
Columbus, Ohio 43229-6693



Michael J. Settineri