

# BEFORE THE OIL & GAS COMMISSION

SEAGULL DEVELOPMENT CORP.,

Appellant,

-vs-

DIVISION OF MINERAL RESOURCES  
MANAGEMENT,

Appellee.

Appeal No. 817

Review of Chief's Order 2009-59


## ORDER OF THE COMMISSION DISMISSING APPEAL

Appearances: John K. Keller, Michael J. Settineri, Shane Farolino, Randy Moore, Kelly Espy, Counsel for Appellant Seagull Development Corp.; Mark G. Bonaventura, Molly Corey, Assistant Attorneys General, Counsel for Appellee Division of Mineral Resources Management.


Upon Notice of Withdrawal filed by Appellant, the Commission hereby  
**DISMISSES** appeal no. 817, without prejudice.

Date Issued: April 19, 2010

  
TIMOTHY C. McNUTT, Acting Chair

  
KAREN FRYER

\_\_\_\_\_  
JAMES H. CAMERON

  
ROBERT CHASE

RECUSED  
\_\_\_\_\_  
M. HOWARD PETRICOFF

### DISTRIBUTION:

John Keller, Michael Settineri, Via Fax [614-719-4794 & 614-719-5146] & Regular Mail  
Shane Farolino, Randy Moore, Kelly Espy, Via Fax [330-376-4577] & Regular Mail  
Mark G. Bonaventura, Molly Corey, Via Fax [614-268-8871] & Inter-Office Mail

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**BEFORE THE  
STATE OF OHIO OIL AND GAS COMMISSION  
OIL & GAS COMMISSION**

SEAGULL DEVELOPMENT CORP.

APPEAL NO. 817

Appellant,

REVIEW OF CHIEF'S ORDER 2009-59

vs.

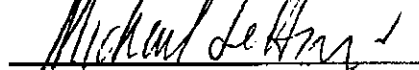
DIVISION OF MINERAL RESOURCES  
MANAGEMENT,

**NOTICE OF WITHDRAWAL OF  
APPEAL**

Appellee.

Now comes Appellant, Seagull Development Corporation ("Seagull"), 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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Attorneys for Seagull Development Corporation

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the instant *Notice of Withdrawal of Appeal* was hereby served this 14th day of April 2010, as indicated upon the following:

<p>Ohio Oil and Gas Commission  2045 Morse Road, Building H-3  Columbus, Ohio 43229</p> <p>Via Facsimile: 614-262-1306</p>	<p>Molly S. Corey  Mark G. Bonaventura  Assistant Attorneys General  Environmental Enforcement Section  Ohio Department of Natural Resources  2045 Morse Rd., Bldg. D-2  Columbus, Ohio 43229-6605</p> <p>Via U.S. Mail and electronic mail</p>
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Michael J. Settineri