

BEFORE THE OHIO OIL AND GAS BOARD OF REVIEW,

CENTURY SURETY COMPANY,  
(RE OMEGA OIL COMPANY)

Appellant.

v.

RICHARD J. SIMMERS,  
ACTING CHIEF  
DIVISION OF OIL AND GAS,

Appellee.

ORDER

Upon Joint Notice of Withdrawal filed by Appellant, the Board HEREBY DISMISSES Appeal No. 555 with prejudice.

Benita Kahn  
Benita Kahn

William J. Taylor  
William J. Taylor

Gail Ignatz-Hoover  
Gail Ignatz-Hoover

James H. Cameron  
James H. Cameron

John A. Gray  
John A. Gray

Date Issued: 5/23/96

DISTRIBUTION:

Kevin M. Maloney  
Ray Stüder

THE OIL AND GAS BOARD OF REVIEW  
 DIVISION OF OIL AND GAS  
 STATE OF OHIO

OIL AND GAS  
 OF OHIO  
 JUN 8 1994

CENTURY SURETY COMPANY  
 (RE OMEGA OIL COMPANY)

Appellant

v.

CHIEF, DIVISION OF OIL AND GAS

Appellee

:  
:  
:  
:  
:  
:  
:  
:  
:  
:

APPEAL NO. 555

CHIEF'S ORDER NO. 94-62

NOTICE OF WITHDRAWAL OF APPEAL

Please take notice that Appellant, Century Surety Company ("Century Surety"), by and through the undersigned counsel, hereby withdraws its appeal pending before the Oil and Gas Board of Review. Appellant, Century Surety, originally filed its Notice of Appeal on April 11, 1994, appealing Chief's Order No. 94-62, which ordered Century Surety to either restore the No. 1 Floyd & Cheryl Edwards Well pursuant to Ohio Revised Code Section 1509.072(B), or to pay the full amount of the bond issued to Omega Oil Corp. by Century Surety.

As detailed in Century Surety's Motion to Stay, filed with this Board on April 11, 1994, an investigation was conducted by the Division of Oil and Gas, at the request of Century Surety, concerning the identity and status of all other wells under Bond No. S-003656 issued to Omega Oil Corp. Upon completion of this investigation, Appellant, Century Surety, has now made an informed decision to forfeit said Bond in the amount of Fifteen Thousand Dollars (\$15,000.00) in compliance with Chief's Order No. 94-62. Accordingly, Century Surety's appeal to this Board is moot and is hereby withdrawn.

Respectfully submitted,

DENMEAD & MALONEY

Kevin M. Maloney  
KEVIN M. MALONEY, ESQ. (0029955)  
37 West Broad Street, Suite 1150  
Columbus, Ohio 43215-4189  
(614) 228-5271  
Attorney for Appellant,  
Century Surety Company

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Notice of Withdrawal of Appeal was forwarded by United States mail, certified mail (return receipt requested) fully prepaid, to Raymond J. Studer, Assistant Attorney General, Environmental Enforcement Section, Division of Oil and Gas, 4383 Fountain Square, Building B-3, Columbus, Ohio 43224, this 8<sup>th</sup> day of June, 1994.

DENMEAD & MALONEY

Kevin M. Maloney  
KEVIN M. MALONEY, ESQ. (0029955)  
Attorney for Appellant,  
Century Surety Company