

May 1, 2002

MEMORANDUM TO: Jesse L. Funches
Chief Financial Officer

FROM: Michael T. Lesar, Chief / **RA / Signed by M T Lesar**
Rules and Directives Branch
Division of Administrative Services
Office of Administration

SUBJECT: OFFICE CONCURRENCE ON DENIAL OF A PETITION FOR
RULEMAKING: NATIONAL MINING ASSOCIATION (PRM-170-5)

The Office of Administration concurs, subject to the comments provided, on the denial of a petition for rulemaking by the National Mining Association (PRM-170-5). We have attached a marked copy of the package that presents additional comments.

Since the *Federal Register* notice directs the public to search for copies of the petition and comment letters in ADAMS, we suggest collecting these items into a publicly available package in ADAMS. The ADAMS accession number of this package should be inserted on page 2 of the *Federal Register* notice, under the ADDRESSES heading.

When the notice of denial is forwarded for signature and publication, please have a member of your staff include a 3.5-inch diskette containing the document. This diskette will be forwarded to the Office of the Federal Register and the Government Printing Office for use in typesetting the document. In the transmittal memo, please provide the ADAMS accession number for the notice of denial, and give SECY owner's rights in the ADAMS security profile for the document.

Also, the appropriate Congressional committees should be informed of this action. Please have a member of your staff draft Congressional letters for inclusion in the publication package. Please include a copy of the Congressional letters on a 3.5-inch diskette when the package is sent to us for publication. This diskette will be forwarded to the Office of Congressional Affairs.

If you have any questions concerning this matter, please contact Michael T. Lesar, Chief, Rules and Directives Branch, ADM, at 415-7163 (MTL) or Victoria Voytko, ADM, at 415-6075 (VNV).

Attachments: Mark-up of draft *Federal Register* notice of denial
Mark-up of draft SECY paper

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Distribution: RDB Reading MTLesar RDB Subject VVoytko

Document: ML021210257.wpd
Accession No.: ML021210257

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