



CHAIRMAN:
Lew Dodgion
Carson City, NV

SEC Appeal Hearing Notice Pursuant to NRS 233B.121 and NAC 445B.891

VICE CHAIRMAN:
Alan Coyner
Administrator
Division of Minerals
Commission on Mineral
Resources

Date: October 24, 2008

To: Appellants:
Darlene Jackson, 4368, Cordero Drive, El Dorado Hills, CA 95762
Connie Herman, 4460 Driftwood Ct., Discovery Bay, CA 94505
Ronald Bunte, 2771 Horseshoe Bend, San Juan Capt CA 91675
Oma Dicus, 4368 Cordero Drive, El Dorado Hills, CA 95762

MEMBERS

Pete Anderson
State Forester
Division of Forestry

Respondent:
Nevada Division of Environmental Protection, Bureau of
Mining Regulation and Reclamation, Attn: Mr. Dave Gaskin, Chief
Represented by: Janet Hess DAG, Office of the Attorney General

Tony Lesperance
Director, Department of
Agriculture

Intervener:
TGC Holdings, Ltd.; Represented by: Erwin & Thompson LLP

Eugene Gans
Las Vegas, NV

From: John B. Walker, Executive Secretary

Kenneth Mayer - Director
Department of Wildlife

Subject: Appeal - Moonlight Exploration Projects, Permit Number 0286

Ira Rackley
Las Vegas, NV

A three-member panel of the State Environmental Commission (SEC) has scheduled a hearing on the above-referenced appeal filed by the above-named appellants. Each appellant's appeal has been consolidated into one hearing pursuant to NAC 445B.8957. The appeal hearing will be held at 10:30 am on Thursday November 20, 2008 in Carson City, Nevada. The hearing will be conducted at the Nevada State Library and Archives, 100 North Stewart Street Carson City, Nevada - conference room A.

Tracy Taylor
State Engineer
Division of Water Resources

The SEC has jurisdiction to hear this appeal pursuant to NRS 519A.160, NAC 519A.415 and the SEC's "Rules of Practice" (see attached NAC 445B.875 through NAC 445B.899). The Nevada Revised Statutes (NRS) and Nevada Administrative Code (NAC) sections involved in this appeal are: NRS 519A.010 to 519A.280 and NAC 519A.010 to 519A.415.

Harry Shull
Las Vegas, NV

Frances Barron
State Board of Health
Las Vegas, NV

Stephanne Zimmerman
Las Vegas, NV

COUNSEL
Rose Marie Reynolds

Appeal Background: On September 26, 2008, the Nevada Division of Environmental Protection Bureau of Mining Reclamation & Regulation issued Reclamation Permit No. 0286 to TGC Holdings Ltd. for the Moonlight Exploration Project in Pershing County, Nevada. The Reclamation Permit authorizes TGC Holdings Ltd. to properly reclaim the exploration project, to provide for a productive post-mining land use, and to ensure adequate bonding to cover the costs of reclamation. On October 3, 2008 the above-named appellants appealed the issuance of Permit No. 0286 by the Nevada Division of Environmental Protection to TGC Holdings Ltd.

STAFF
John B. Walker
Executive Secretary

Kathy Rebert
Recording Secretary

Nature of the Appeal: On October 3, 2008, the above-named appellants filed individual appeal forms with an attached letter which they all signed. The letter (see attached) was addressed to Connie Davis and Shane Martin, Nevada Division of Environmental Protection, Bureau of Mining Regulation and Reclamation.

According to the appellants' October 3, 2008 letter, TGC Holdings Ltd. is applying for a permit to cross appellants' lands via evidence of an old road through their desert property. The letter alleges that pollution from vehicles, from possible oil dripping or slicks, etc. could damage the environment. The letter also alleges that pollution to Indian Creek from vehicles could occur and that vehicle accidents resulting in "liability issues" could result from vehicle traffic over appellants' private property on existing "public right-of-ways."

Intervener: On October 13, 2008, TGC Holdings, Ltd. filed a Request to Intervene in the above-referenced appeal. In accordance with NAC 445B.8915, the request to intervene was granted by the SEC on October 24th 2008.

Attachments:

October 3, 2008 SEC Appeal Form (s) 3 and attached letter
SEC Rules of Practice: NAC 445B.875 et seq.

Note: For more information see: http://www.sec.nv.gov/main/moonlight_appeal08.htm

JBW/jbw

cc: SEC Panel
Rose Marie Reynolds, SEC DAG
Janet Hess, NDEP DAG
Leo Drozdoff, NDEP Administrator
Tom Porta, NDEP Deputy. Admin
Dave Gaskin, NDEP /BMRR
Connie Davis, NDEP/BMRR
Shane Martin, NDEP/BMRR
Charles Sulfrian, TGC