

Comstock Mining Inc.
Form 8-K/A
January 25, 2012

UNITED STATES

SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

FORM 8-K/A

Amendment No. 1

CURRENT REPORT

Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934

Date of Report (Date of earliest event reported): **November 2, 2011**

COMSTOCK MINING INC.

(Exact Name of Registrant as Specified in its Charter)

Nevada

(State or Other

Jurisdiction of Incorporation)

000-32429

(Commission File Number)

65-0955118

(I.R.S. Employer

Identification Number)

1200 American Flat Road, Virginia City, Nevada 89440

(Address of Principal Executive Offices, including Zip Code)

Registrant's Telephone Number, including Area Code: **775-847-5272**

Not Applicable

(Former Name or Former Address, if Changed Since Last Report)

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Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
- Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

Explanatory Note:

Comstock Mining Inc. (the “Company”) is filing this Form 8-K/A for the sole purpose of correcting (1) the Item heading under which disclosure was made in the Company’s Current Report on Form 8-K, filed November 2, 2011 and (2) the date of the press release attached as an exhibit as set forth in the exhibit index.

Item 7.01 Regulation FD Disclosure.

On November 2, 2011, Comstock Mining Inc. (the “Company”) announced the posting of its third National Instrument 43-1-1 (NI 43-101) technical report (the “2011 Report”) authored by Behre Dolbear & Company (USA) Ltd. relating to the Company’s properties. The 2011 Report is now posted and available on the Company’s website, <http://www.comstockmining.com/properties/technical-reports>.

A copy of the press release is attached as Exhibit 99.1 to this Form 8-K. A copy of the executive summary of the 2011 Report is attached as Exhibit 99.2 to this Form 8-K. This Form 8-K, Exhibit 99.1 and Exhibit 99.2 are each being furnished to the Securities and Exchange Commission (the “SEC”) pursuant to Item 7.01 of Form 8-K and are therefore not to be considered “filed” with the SEC.

Item 9.01. Financial Statements and Exhibits.

(d) Exhibits.

99.1 Press release dated November 2, 2011.

99.2 Executive Summary of the 2011 Report.

SIGNATURE

Pursuant to the requirements of the Securities Exchange Act of 1934, as amended, the registrant has duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

COMSTOCK MINING INC.

Date: January 25, 2012 By: /s/ Corrado De Gasperis
Corrado De Gasperis
Chief Executive Officer and
President

EXHIBIT INDEX

Exhibit Number Description

| | |
|------|---------------------------------------|
| 99.1 | Press release dated November 2, 2011. |
| 99.2 | Summary of the 2011 Report |