



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
Tony Clark
Brian P. Kalk

Executive Secretary
Darrell Nitschke

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
Phone 701-328-2400
Toll Free 1-877-245-6685
Fax 701-328-2410
TDD 800-366-6888 or 711

Derrick Braaten
Sarah Vogel Law Partners
222 North 4th Street
Bismarck, ND 58501-4004

Brian Bjella
Crowley Fleck
400 East Broadway, Suite 600
Bismarck, ND 58501

Ladd Erickson
McLean County State's Attorney
P.O. Box 1108
Washburn, ND 58577-1108

Zac Smith
Assistant Attorney General
Office of the Attorney General
600 E. Boulevard Avenue, Dept 125
Bismarck, ND 58505

Re: Mark Gruman – NDPSC Legal Counsel - Disclosure Letter
Dakota Resource Council v. North Dakota Public Service Commission, et. al. (08-10-C-02329) (PSC Case No. RC-08-640)

Dear Counsel,

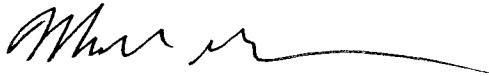
On October 28, 2010 I began my employment as Legal Counsel for the North Dakota Public Service Commission. Recently, my supervisor and I have discussed my potential involvement with *Dakota Resource Council v. North Dakota Public Service Commission, et. al.* (08-10-C-02329) (PSC Case No. RC-08-640) as the attorney handling the appeal for the North Dakota Public Service Commission.

In the interest of full disclosure, I thought that it would be prudent to voluntarily inform all parties of an interest that I, and certain members of my family, have with the Falkirk Mining Company. Specifically it is my understanding that I own a one-twelfth share of all mineral rights concerning property in McLean County, North Dakota, whose legal description is as follows: T146N R82W Sec 05 – Lots 1, 2, S2NE4; T147N R82W Sec 32 – NE4; T146N R82W Sec 05 – Lots 3, 4, S2NW4. As a result of these holdings, I currently receive advance royalties from the Falkirk Mining Company in the amount of \$32.07 per year. These holdings are not currently within a mining permit. However, the

extended mine plan indicates that this property may be permitted for mining in the next ten years.

Please let me know if you have any questions, and whether you object to my participation in this case. We plan to discuss this matter with the Commission during the Administrative Matters portion of the next regular meeting on November 24, 2010. I would therefore appreciate your response by November 22, 2010.

Thank you for your attention to this request.

A handwritten signature in black ink, appearing to read 'Mark Gruman', with a long horizontal flourish extending to the right.

Mark Gruman
Legal Counsel
North Dakota Public Service Commission

cc: The Honorable Wayne Stenehjem
North Dakota Attorney General
600 E. Boulevard Ave., Dept 125
Bismarck, ND 58505