

APPROVED

DATE: 1-12-11

MOTION

January 12, 2011

**BNI Coal, Ltd.
Bond Release No. 7, Permit BNCR-8106
Approval**

Case No. RC-08-694

I move the Commission issue a Notice of Hearing for the formal hearing that has been requested on the decision to approve Bond Release No. 7 to Surface Coal Mining Permit No. BNCR-8106, held by BNI Coal, Ltd. for the Center Mine.

JRD

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