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July 10, 2009

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Mr. Darrell Nitschke
Executive Director
NORTH DAKOTA PUBLIC
SERVICE COMMISSION
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

JUL 10 2009

PUBLIC SERVICE COMMISSION

Dear Mr. Nitschke:

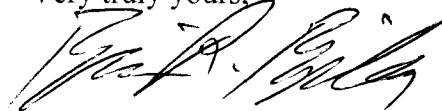
In re: The Falkirk Mining Company
 NOV 0903
 Our File No. 32-154-000

We are writing on behalf of our client, The Falkirk Mining Company ("Falkirk"). Falkirk was served NOV 0903 on June 17, 2009.

Pursuant to North Dakota Century Code § 38-14.1-30, and North Dakota Administrative Code § 69-05.2-28-04(8); Falkirk hereby requests a formal hearing before the Public Service Commission seeking to have NOV 0903 vacated or terminated.

Please contact the undersigned should you have any questions.

Very truly yours,



BRIAN R. BJELLA

bw

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Letter Request for Formal Hearing

Falkirk Mining Company
Brian Bjella, Crowley Fleck, PLLP

BILLINGS BISMARCK BOZEMAN HELENA KALISPELL MISSOULA WILLISTON

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