



Public Service Commission

State of North Dakota

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August 19, 2009

Ms. Donna Frey
Retail Department
Bank of North Dakota
Bismarck, ND 58505

Re: Escrow Account for NOV-0903, PSC Case No. RC-09-316

Dear Ms. Frey:

The Public Service Commission requests that an escrow account be set up for the proposed penalty of \$350 paid by The Falkirk Mining Company for Notice of Violation No. 0903, Case No. RC-09-316. The endorsed check from The Falkirk Mining Company is enclosed. Our rules require that these funds be held in escrow pending the final outcome of the case. A formal hearing on the case will be held on September 9, 2009, and a ruling on the issues raised at the hearing will occur after that date. The name of the account should be "ND Public Service Commission Escrow Account for The Falkirk Mining Company, NOV-0903."

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

Enclosure

cc: Joe Clarke

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