



OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF NORTH DAKOTA

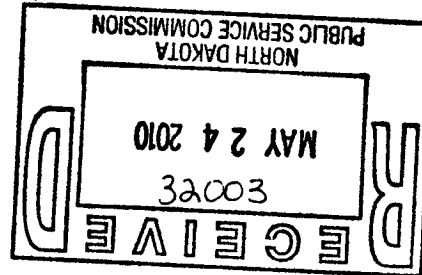
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May 21, 2010



Ilona Jeffcoat-Sacco
General Counsel
Public Service Commission
600 East Boulevard Avenue
Bismarck, ND 58505

Re: Falkirk Mining Company, RC-10-14, Informal Conference
OAH File No. 20100135

Dear Ms. Bendish:

Enclosed are the original Recommended Findings of Fact, Conclusions of Law, and Order, as well as the proposed final Order in regard to the above-titled matter. If the Commission agrees with my recommendations, they may sign the proposed final Order and serve it on the parties. Alternatively, the Commission may issue its own separate order based on my recommended findings, or they may issue their own findings of fact and conclusions of law and their own separate order based on them.

Please send me a copy of the signed proposed final Order, if the Commission elects to sign it. If they do not sign it, please send me a copy of the final order issued by them in this matter. Also, please send me a copy of the findings of fact and conclusions of law upon which the order is based, if they are different from my recommended findings and conclusions.

I am closing our file and returning that portion of the record I have in my possession to you for filing with the official agency record of this matter, as appropriate.

Sincerely,

Allen C. Hoberg
Administrative Law Judge

ACH/lmw

Encl.

cc: D. Randall Crooke, Falkirk Mining Company
Paul Azure