



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

March 17, 2011

Mr. Brian McGinness
4940 Hwy 1806
Mandan, ND 58554

Dear Mr. McGinness:

We received your letter requesting a formal hearing on South Heart Coal LLC's application for Surface Coal Mining Permit No. SHSH-1001. This is to inform you that this is not the appropriate time to request a formal hearing on this application pursuant to the permit application review process set out in the reclamation law. The reclamation law allows interested persons to request an 'Informal Conference' with the applicant and the Commission after a permit application is deemed complete. This is stated in the newspaper advertisement being published by the applicant and in the notices we sent out to surface owners within the proposed permit area and numerous government agencies. If necessary, please refer to the informal conference procedures under North Dakota Century Code Section 38-14.1-19. An Administrative Law Judge from the Office of Administrative Hearings will be requested to preside over the informal conference.

A "Formal Hearing" can be requested following the informal conference and after the Commission makes a decision on the application. Unless I hear back from you, we will consider your letter a request for an informal conference on the South Heart Coal permit application.

Also, this is to let you know that we will soon be scheduling an informal conference on this application. You will be sent a copy of the informal conference notice as soon as it is scheduled.

If you have any questions, please let me know.

Sincerely,

Jim Deutsch
Director
Reclamation Division

m\South Heart\1001\corr\2011\hrg_rqst_response_3-17-11



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

March 17, 2011

Ms. Laura Tangen
12410 41st St SW
South Heart, ND 58655

Dear Ms. Tangen:

We received your letter requesting a formal hearing on South Heart Coal LLC's application for Surface Coal Mining Permit No. SHSH-1001. This is to inform you that this is not the appropriate time to request a formal hearing on this application pursuant to the permit application review process set out in the reclamation law. The reclamation law allows interested persons to request an 'Informal Conference' with the applicant and the Commission after a permit application is deemed complete. This is stated in the newspaper advertisement being published by the applicant and in the notices we sent out to surface owners within the proposed permit area and numerous government agencies. If necessary, please refer to the informal conference procedures under North Dakota Century Code Section 38-14.1-19. An Administrative Law Judge from the Office of Administrative Hearings will be requested to preside over the informal conference.

A "Formal Hearing" can be requested following the informal conference and after the Commission makes a decision on the application. Unless I hear back from you, we will consider your letter a request for an informal conference on the South Heart Coal permit application.

Also, this is to let you know that we will soon be scheduling an informal conference on this application. You will be sent a copy of the informal conference notice as soon as it is scheduled.

If you have any questions, please let me know.

Sincerely,

Jim Deutsch
Director
Reclamation Division



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

March 17, 2011

Mr. Daniel Wanek
831 N 5th Street
Bismarck, ND 58501

Dear Mr. Wanek:

We received your letter requesting a formal hearing on South Heart Coal LLC's application for Surface Coal Mining Permit No. SHSH-1001. This is to inform you that this is not the appropriate time to request a formal hearing on this application pursuant to the permit application review process set out in the reclamation law. The reclamation law allows interested persons to request an 'Informal Conference' with the applicant and the Commission after a permit application is deemed complete. This is stated in the newspaper advertisement being published by the applicant and in the notices we sent out to surface owners within the proposed permit area and numerous government agencies. If necessary, please refer to the informal conference procedures under North Dakota Century Code Section 38-14.1-19. An Administrative Law Judge from the Office of Administrative Hearings will be requested to preside over the informal conference.

A "Formal Hearing" can be requested following the informal conference and after the Commission makes a decision on the application. Unless I hear back from you, we will consider your letter a request for an informal conference on the South Heart Coal permit application.

Also, this is to let you know that we will soon be scheduling an informal conference on this application. You will be sent a copy of the informal conference notice as soon as it is scheduled.

If you have any questions, please let me know.

Sincerely,

Jim Deutsch
Director
Reclamation Division



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

March 17, 2011

Ms. Tracy Wanek
831 N 5th Street
Bismarck, ND 58501

Dear Ms. Wanek:

We received your letter requesting a formal hearing on South Heart Coal LLC's application for Surface Coal Mining Permit No. SHSH-1001. This is to inform you that this is not the appropriate time to request a formal hearing on this application pursuant to the permit application review process set out in the reclamation law. The reclamation law allows interested persons to request an 'Informal Conference' with the applicant and the Commission after a permit application is deemed complete. This is stated in the newspaper advertisement being published by the applicant and in the notices we sent out to surface owners within the proposed permit area and numerous government agencies. If necessary, please refer to the informal conference procedures under North Dakota Century Code Section 38-14.1-19. An Administrative Law Judge from the Office of Administrative Hearings will be requested to preside over the informal conference.

A "Formal Hearing" can be requested following the informal conference and after the Commission makes a decision on the application. Unless I hear back from you, we will consider your letter a request for an informal conference on the South Heart Coal permit application.

Also, this is to let you know that we will soon be scheduling an informal conference on this application. You will be sent a copy of the informal conference notice as soon as it is scheduled.

If you have any questions, please let me know.

Sincerely,

Jim Deutsch
Director
Reclamation Division



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

March 17, 2011

Ms. Marie Hoff
911 N Mandan St
Bismarck, ND 58501

Dear Ms. Hoff:

We received your letter requesting a formal hearing on South Heart Coal LLC's application for Surface Coal Mining Permit No. SHSH-1001. This is to inform you that this is not the appropriate time to request a formal hearing on this application pursuant to the permit application review process set out in the reclamation law. The reclamation law allows interested persons to request an 'Informal Conference' with the applicant and the Commission after a permit application is deemed complete. This is stated in the newspaper advertisement being published by the applicant and in the notices we sent out to surface owners within the proposed permit area and numerous government agencies. If necessary, please refer to the informal conference procedures under North Dakota Century Code Section 38-14.1-19. An Administrative Law Judge from the Office of Administrative Hearings will be requested to preside over the informal conference.

A "Formal Hearing" can be requested following the informal conference and after the Commission makes a decision on the application. Unless I hear back from you, we will consider your letter a request for an informal conference on the South Heart Coal permit application.

Also, this is to let you know that we will soon be scheduling an informal conference on this application. You will be sent a copy of the informal conference notice as soon as it is scheduled.

If you have any questions, please let me know.

Sincerely,

Jim Deutsch
Director
Reclamation Division



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

March 17, 2011

Art & Amy Brown
12491 41st St SW
South Heart, ND 58655

Dear Mr. & Mrs. Brown:

We received your letter requesting a formal hearing on South Heart Coal LLC's application for Surface Coal Mining Permit No. SHSH-1001. This is to inform you that this is not the appropriate time to request a formal hearing on this application pursuant to the permit application review process set out in the reclamation law. The reclamation law allows interested persons to request an 'Informal Conference' with the applicant and the Commission after a permit application is deemed complete. This is stated in the newspaper advertisement being published by the applicant and in the notices we sent out to surface owners within the proposed permit area and numerous government agencies. If necessary, please refer to the informal conference procedures under North Dakota Century Code Section 38-14.1-19. An Administrative Law Judge from the Office of Administrative Hearings will be requested to preside over the informal conference.

A "Formal Hearing" can be requested following the informal conference and after the Commission makes a decision on the application. Unless I hear back from you, we will consider your letter a request for an informal conference on the South Heart Coal permit application.

Also, this is to let you know that we will soon be scheduling an informal conference on this application. You will be sent a copy of the informal conference notice as soon as it is scheduled.

If you have any questions, please let me know.

Sincerely,

Jim Deutsch
Director
Reclamation Division



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

March 17, 2011

Ms. Betty Morgan
1005 West Sweet Avenue
Bismarck, ND 58504

Dear Ms. Morgan:

We received your letter requesting a formal hearing on South Heart Coal LLC's application for Surface Coal Mining Permit No. SHSH-1001. This is to inform you that this is not the appropriate time to request a formal hearing on this application pursuant to the permit application review process set out in the reclamation law. The reclamation law allows interested persons to request an 'Informal Conference' with the applicant and the Commission after a permit application is deemed complete. This is stated in the newspaper advertisement being published by the applicant and in the notices we sent out to surface owners within the proposed permit area and numerous government agencies. If necessary, please refer to the informal conference procedures under North Dakota Century Code Section 38-14.1-19. An Administrative Law Judge from the Office of Administrative Hearings will be requested to preside over the informal conference.

A "Formal Hearing" can be requested following the informal conference and after the Commission makes a decision on the application. Unless I hear back from you, we will consider your letter a request for an informal conference on the South Heart Coal permit application.

Also, this is to let you know that we will soon be scheduling an informal conference on this application. You will be sent a copy of the informal conference notice as soon as it is scheduled.

If you have any questions, please let me know.

Sincerely,

Jim Deutsch
Director
Reclamation Division



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

March 17, 2011

Ms. Linda Weiss
P.O. Box 906
Belfield, ND 58622

Dear Ms. Weiss:

We received your letter requesting a formal hearing on South Heart Coal LLC's application for Surface Coal Mining Permit No. SHSH-1001. This is to inform you that this is not the appropriate time to request a formal hearing on this application pursuant to the permit application review process set out in the reclamation law. The reclamation law allows interested persons to request an 'Informal Conference' with the applicant and the Commission after a permit application is deemed complete. This is stated in the newspaper advertisement being published by the applicant and in the notices we sent out to surface owners within the proposed permit area and numerous government agencies. If necessary, please refer to the informal conference procedures under North Dakota Century Code Section 38-14.1-19. An Administrative Law Judge from the Office of Administrative Hearings will be requested to preside over the informal conference.

A "Formal Hearing" can be requested following the informal conference and after the Commission makes a decision on the application. Unless I hear back from you, we will consider your letter a request for an informal conference on the South Heart Coal permit application.

Also, this is to let you know that we will soon be scheduling an informal conference on this application. You will be sent a copy of the informal conference notice as soon as it is scheduled.

If you have any questions, please let me know.

Sincerely,

Jim Deutsch
Director
Reclamation Division