

Jeffcoat-Sacco, Ilona

From: Gibson, Melissa [MGibson@fredlaw.com]
Sent: Thursday, June 23, 2011 1:42 PM
To: Hoberg, Allen C.
Cc: Jeffcoat-Sacco, Ilona; Gruman, Mark E.; Deutsch, James R.; rsouthwick@gnplp.com; Rich Voss; billings@plainsjustice.org; Bender, Lawrence
Subject: South Heart Coal LLC, PSC Case No. RC-10-77
Attachments: South Heart LT Hoberg_20110623133452.pdf

<<South Heart LT Hoberg__20110623133452.pdf>> Mr. Hoberg,

Please see the attached letter. Thank you.

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June 23, 2011

VIA EMAIL

Mr. Allen C. Hoberg
Office of Administrative Hearings
1707 N. 9th Street, Lower Level
Bismarck, ND 58501

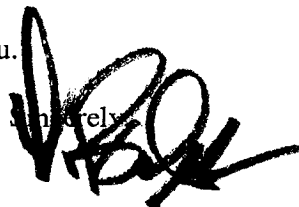
**RE: South Heart Coal, LLC
Permit SHSH-1001
Application
PSC Case No. RC-10-77
OAH File No. 20110154**

Dear Judge Hoberg:

We are in receipt of the letter dated June 22, 2011 from Ms. Carrie La Seur relating to the above captioned matter.

The Applicant has no objection to providing flexibility to those who desire to speak at the informal conference. Ms. La Seur's letter however indicates that she plans "to present the same information at both sessions....." Could you please clarify for us if this is what you intend for the informal conference. If the Dakota Resource Council and other groups represented by Ms. La Seur make a presentation at the 10:00 a.m. session, we question whether it is necessary for those same groups to make the identical presentation in the evening session.

We look forward to hearing from you.



LAWRENCE BENDER

LB/mpg

cc: Ms. Illona Jeffcoat-Sacco (via email)
Mr. Mark Gruman (via email)
Mr. Jim Deutsch (via email)
Mr. Richard Southwick (via email)
Mr. Rich Voss (via email)
Ms. Carrie La Seur (via email)
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