



Public Service Commission

State of North Dakota

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July 14, 2010

Dr. Jay Volk
Environmental Services Supervisor
BNI Coal, Ltd.
2360 35th Ave. SW
Center, ND 58530-9499

Dear Dr. Volk:

This is to inform you that the Reclamation Division will be recommending approval of Revision 32 to Permit BNCR-9702 at the Commission's July 28th meeting. Prior to approval of this revision, please update the Business Entity (Ownership and Control) Information in Section 1.7 and Violation Information in Section 1.13 if any changes have occurred since the last updates were submitted on July 1. If no changes have occurred, please send a letter with a statement to that effect. NDAC 69-05.2-06-01(2) and 69-05.2-06-02(6) requires these updates or statements prior to approval of the application.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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