



Public Service Commission

State of North Dakota

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October 11, 2010

Mr. Jeff Frohlich
Manager, Engineering & Environment
Dakota Westmoreland Corporation
Beulah Mine
P.O. Box 39
Beulah, ND 58523-0039

Dear Mr. Frohlich:

The Reclamation Division is prepared to recommend Commission approval of Revision No. 26 to Permit KR5B-8802 at the October 20, 2010 Commission meeting. As required by NDAC 69-05.2-06-01 (2), Dakota Westmoreland Corporation must update the ownership and control (business entity) information that is listed in Section 1.4 of the permit, or provide a statement that the information currently in the permit is current by October 18, 2010. Any updated information will be subject to a query on OSM's Applicant Violator System before approval of the revision.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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