



Public Service Commission

State of North Dakota

COMMISSIONERS

Brian P. Kalk
Randy Christmann
Julie Fedorchak

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

March 6, 2013

Karene M. Hall
Permit Coordinator
BNI Coal, Ltd.
2360 35th Avenue SW
Center, ND 58530-9499

Dear Ms. Hall:

BNI Coal, Ltd.'s February 26, 2013 completeness review responses for Renewal No. 6 to Permit No. BNCR-8106 adequately addresses the items listed in our February 26, 2013 completeness review letter. The application for Renewal No. 6 to Permit No. BNCR-8106 is deemed complete and you may begin publication of the renewal newspaper notice. As required by NDCC 38-14.1-18(1), please submit the affidavit of publication when complete.

Please note that an adjustment is necessary to the Worst Case Reclamation Cost Estimate for the consolidated bond area that includes Permit BNCR-8106. However, the required adjustments to this cost estimate will be identified in the forthcoming midterm review of Permit BNCR-9702 rather than Revision 52 to Permit BNCR-8106 that is currently under review.

Please contact this office if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "James R. Deutsch".

James R. Deutsch
Director
Reclamation Division

Minedata/Center/Permits/BNCR-8106/Revisions/Rev52Ren6/Ren6_completeness_rvw_AL_3-6-13