

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**BNI Coal, Ltd.
Notice of Violation No. 1301
Violation**

Case No. RC-13-334

NOTICE OF INFORMAL CONFERENCE

July 10, 2013

Preliminary Statement

On June 14, 2013, the Public Service Commission's Reclamation Division issued Notice of Violation 1301 to BNI Coal, Ltd. for failure to properly maintain a sump and silt fence used as sediment control measures to minimize sediment deposition on undisturbed areas in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, T141N, R83W, in Oliver County, North Dakota. As a result of this failure, sediment was deposited on an adjacent undisturbed area.

On June 24, 2013, the Commission received a request for an Informal Conference from BNI in the matter.

Notice of Informal Conference

Notice is hereby given that the captioned matter is set for an Informal Conference, commencing at 1:30 p.m. CDT, on August 19, 2013, in the Public Service Commission's Hearing Room, 12th Floor, State Capitol, Bismarck, North Dakota.

If you require any auxiliary aids, such as readers, signers, or Braille materials, please notify the Commission, at (701) 328-2400, or Relay North Dakota TTY: 1-800-366-6888 at least 24 hours prior to the hearing.


PUBLIC SERVICE COMMISSION



**Randy Christmann
Commissioner**



**Brian P. Kalk
Chairman**



**Julie Fedorchak
Commissioner**