



# 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](http://www.psc.nd.gov)  
E-mail: [ndpsc@nd.gov](mailto:ndpsc@nd.gov)  
Phone: 701-328-2400  
ND Toll Free: 1-877-245-6685  
Fax: 701-328-2410  
TDD: 800-366-6888 or 711

August 7, 2013

Ms. Heather Solberg  
Retail Department  
Bank of North Dakota  
1200 Memorial Hwy  
PO Box 5509  
Bismarck, ND 58506-5509

Re: Escrow Account for NOV-1301, PSC Case No. RC-13-334

Dear Ms. Solberg:

The Public Service Commission is requesting that an escrow account be set up for the proposed penalty of \$1,000 paid by BNI Coal, Ltd. for Notice of Violation No. 1301, Case No. RC-13-334. The endorsed check from BNI Coal is enclosed. Commission rules require that these funds be held in escrow pending the final outcome of the case. An informal conference in the matter will be held on August 19, 2013, and a ruling on the issues raised at the conference will be made after that date.

I authorize Josh Gallion to set up a savings account at the Bank of North Dakota for this escrow account. The name of the account should be "ND Public Service Commission Escrow Account for BNI Coal, NOV-1301". The signers on the account will be Darrell Nitschke, Executive Secretary, and Josh Gallion, Accounting Manager.

Sincerely,

Brian P. Kalk  
Chairman  
Public Service Commission

Enclosure

cc: Jay Volk

minedata\Center\Violations\2013\NOV-1301\BND\_escrow\_itr