



# Public Service Commission

## State of North Dakota

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### COMMISSIONERS

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June 27, 2014

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 has reviewed DWC's letter dated June 19, 2014 regarding completion of the required remedial actions for Notice of Violation (NOV) 1401 that was issued June 5, 2014. Reclamation Division staff inspected completion of the remedial action items on June 12<sup>th</sup> and again on June 26<sup>th</sup> and is satisfied that the remedial action measures have been satisfactorily completed. Thus, in accordance with NDAC 69-05.2-28-05, the Reclamation Division hereby terminates NOV-1401. The termination notice is enclosed.

Termination of a notice of violation does not affect the Commission's right to assess civil penalties. Any request for an informal conference or formal public hearing must be filed within thirty (30) days of your receipt of NOV 1401.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch  
Director  
Reclamation Division

Enclosure

Certified Mail

Minedata/Beulah/Violations/2014/NOV-1401\_termination\_ntc\_ltr\_6-27-14



**TERMINATION OR VACATION OF NOTICE OF VIOLATION**  
**NORTH DAKOTA PUBLIC SERVICE COMMISSION**  
**RECLAMATION DIVISION**  
 SFN 10570 (10-93)

To the following Permittee or Operator:			N.O.V. Number 1401	
Name of Permittee Dakota Westmoreland Corporation (DWC)			Permit Number KKSB-8603	
Address P.O. Box 39		City Beulah	State ND	Zip Code 58523
Telephone Number 701-873-4333		Mine Beulah Mine	County Mercer	
Name of Operator (if other than permittee) Same				
Address		City	State	Zip Code

Notice of Violation No. 1401 is hereby  terminated  vacated for the following reasons:

The required remedial actions have been completed

Print Name of Person Served Jeff Frohlich		Print Title of Person Served Manager, Engineering and Environment	
Method of Service <input type="checkbox"/> Personal <input checked="" type="checkbox"/> Certified Mail		Date of Service June 27, 2014	
Signature of Person Served		Signature of Authorized Representative <i>Guy Welch</i>	