



# Public Service Commission

## State of North Dakota

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May 8, 2015

Jay M. Volk, Ph. D  
Environmental Manager  
BNI Coal, Ltd.  
2360 35<sup>th</sup> Avenue SW  
Center, ND 58530-9499

Dear Mr. Volk:

This letter is in follow-up to the April 24, 2015 email correspondence stating that BNI Coal, Ltd. had addressed the items identified in our April 20, 2015 completeness review letter for the applications of Revision No. 38 and Renewal No. 3 to Permit BNCR-9702 at the Center Mine. The Reclamation Division deemed the applications complete and granted approval to begin publishing the newspaper notice that began on Thursday April 30<sup>th</sup>. We requested five copies of the Revision No. 38 permit application for our technical review and distribution to advisory committee members that we received on April 28<sup>th</sup>. We also requested BNI to ensure that a copy of the revision application be available for public inspection at the Oliver County Courthouse by the first date of notice publication. As required by NDCC 38-14.1-18-1, please submit the affidavits of publication when complete.

Please contact this office if you have any questions.

Sincerely,

James R. Deutsch  
Director  
Reclamation Division

cc: Karene Hall, BNI Coal

Minedata/Center/Permits/BNCR-9702/Revisions/No.38/Rev38\_Ren3\_complete\_AL\_5-8-15