



Public Service Commission

State of North Dakota

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July 28, 2015

Jay M. Volk, Ph. D
Environmental Manager
BNI Coal, Ltd.
2360 35th Ave. SW
Center, ND 58530-9499

Dear Mr. Volk:

The Reclamation Division is prepared to recommend Commission approval of Revision 13 and Renewal 4 to Permit BNCR-9401 at the August 12, 2015 Commission meeting. Consequently, BNI Coal, Ltd. must update the Business Entity Information in Section 1.7 of the permit application as required by NDAC 69-05.2-06-01(2) and NDAC 69-05.2-06-02(6), or **certify, under oath and in writing**, that the July 21, 2015 Ownership and Control Update is **accurate, complete and up to date** for Revision 13 and Renewal 4 to Permit BNCR-9401. Any updated information will be subject to an evaluation of OSM's Application Violator System prior to permit approval. This information must be filed with our office no later than 5:00 pm Monday, August 10th.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

cc: Karene Hall

Minedata/Center/Permits/BNCR-9401/Revisions/No.13/Rev13_Ren4_AVS_update_ltr_7-28-15.docx

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Request to update the ownership and control information sent to the applicant
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Zanna Brinkman