

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Coyote Creek Mining Company, LLC
Notice of Violation No. 1502
Violation

Case No. RC-15-495

AFFIDAVIT OF SERVICE BY CERTIFIED & REGULAR MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Amy Haugen deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **3rd day of August, 2015**, she deposited in the United States Mail, at Bismarck, North Dakota, **two** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and each containing a photocopy of:

Notice of Formal Hearing

The envelopes were addressed as follows:

Donn R. Steffen
Engineering and Environmental Manager
Coyote Creek Mining Company LLC
6502 17th St SW
Zap ND 58580
Cert. No. 7014 0150 0000 4832 2368

Brian Bjella
Attorney for Coyote Creek Mining Company LLC
Crowley Fleck PLLP
PO Box 2798
Bismarck ND 58502-2798
Cert. No. 7014 0150 0000 4832 2375

Amy Haugen further deposes and says that on the **3rd day of August, 2015** she deposited in the United States Mail, Bismarck, North Dakota **one** envelope by regular mail, with postage fully prepaid, securely sealed, containing a photocopy of the same.

The envelope was addressed as follows:

JJ England
Attorney for Casey Voigt
Baumstark Braaten Law Partners
109 N 4th St Ste 100
Bismarck ND 58501

Affidavit of Service by Certified & Regular Mail
Page 2
August 3, 2015

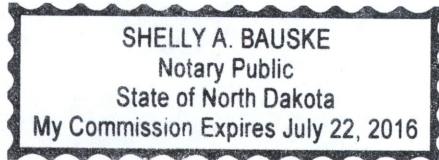
Each address shown is the respective addressee's last reasonably ascertainable post office address.

Amy Haugen

Subscribed and sworn to before me
this 3rd day of August, 2015.

Shelly A Bauske
Notary Public

SEAL



**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Coyote Creek Mining Company, L.L.C.
Notice of Violation (NOV) No. 1502**

Case No. RC-15-495

NOTICE OF FORMAL HEARING

July 31, 2015

Preliminary Statement

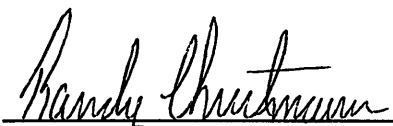
Coyote Creek Mining Company, L.L.C. was issued Notice of Violation (NOV) 1502 on July 7, 2015 for failure to provide erosion protection to a portion of Coyote Creek affected by the construction of culvert crossing for a mine access road within Surface Coal Mining Permit NACC-1302. Coyote Creek Mining Company, L.L.C. has requested a formal hearing with the Commission and requests that the violation be vacated.

Notice of Formal Hearing

Notice is hereby given that the captioned matter is set for a Formal Hearing, commencing at 8:30 a.m. CDT, on August 27, 2015, 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


Julie Fedorchak
Chairman


Brian P. Kalk
Commissioner