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October 27, 2016

Mr. Darrell Nitschke
Executive Secretary
Public Service Commission
12th Floor, State Capitol
600 East Boulevard Avenue, Dept. 480
Bismarck, ND 58505-0480

**Re: Falkirk Mining Company Revision No. 27 for Permit NAFK-9503
Case No. RC-15-755**

Dear Mr. Nitschke:

Enclosed for filing is Mr. Robert Nelson and Falkirk Mining Company's joint motion to withdraw the request for a formal hearing before the Public Service Commission in the above-referenced case.

Respectfully,

A handwritten signature in cursive script, appearing to read "Kyra Hill".

Kyra Hill
Attorney for Robert Nelson

Enclosure

NORTH DAKOTA PUBLIC SERVICE COMMISSION

IN THE MATTER OF FALKIRK MINE
PERMIT NUMBER NAFK-9503

Case No. RC-15-755

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**JOINT MOTION TO WITHDRAW
REQUEST FOR FORMAL HEARING**

The undersigned, as counsel for the parties in the above-entitled matter, jointly move pursuant to Section 38-14.1-19(5), NDCC, to withdraw the request for a formal hearing of Falkirk Mining Company's Permit Revision No. 27. The parties have amicably resolved the dispute themselves, obviating the need for a formal hearing.

Dated this 27th day of October, 2016.

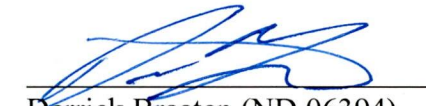
Dated this 27th day of October, 2016.

CROWLEY FLECK, PLLP

BAUMSTARK BRAATEN LAW PARTNERS

/s/ Brian Bjella

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