

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Coyote Creek Mining Company, L.L.C.  
Renewal 1 to Permit NACC-1302  
Application

Case No. RC-19-189

Coyote Creek Mining Company, L.L.C.  
Revision 9 to Permit NACC-1302  
Application

Case No. RC-19-190

**AFFIDAVIT OF SERVICE BY REGULAR AND ELECTRONIC MAIL**

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Geralyn R. Schmaltz** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **6th** day of **September 2019**, she deposited in the United States Mail, Bismarck, North Dakota, **3** envelopes by first class mail, fully prepaid, securely sealed each containing a photocopy of:

- **Joint Stipulation and Waiver of Time Schedule**

The envelopes were addressed as follows:

Wade Mann  
Crowley Fleck PLLP  
PO Box 2798  
Bismarck, ND 58502-2798

JJ England/Derrick Braaten  
Braaten Law Firm  
109 N 4<sup>th</sup> Street. Suite 100  
Bismarck, ND 58501-4003

Timothy Dawson  
Administrative Law Judge  
Office of Administrative Hearing  
2911 N 14<sup>th</sup> Street #303  
Bismarck, ND 58503

**Geralyn R. Schmaltz** further deposes and says that on the **6th day of September 2019**, she sent an electronic message to **3** addressees, each including an electronic copy in portable document format of the same document.

The electronic mails were addressed as follows:

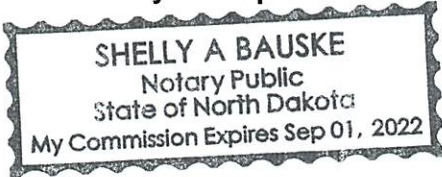
Wade Mann  
Crowley Fleck LLP  
[wmann@crowleyfleck.com](mailto:wmann@crowleyfleck.com)

JJ England  
Braaten Law Firm  
[jj@braatenlawfirm.com](mailto:jj@braatenlawfirm.com)

Timothy Dawson  
Administrative Law Judge  
[tjdawson@nd.gov](mailto:tjdawson@nd.gov)

The addresses shown are the respective addressee's last reasonably ascertainable post office and electronic mail addresses.

Subscribed and sworn to before me  
this **6th day of September 2019**.

A handwritten signature in blue ink, appearing to read "Jeremy D. Schmag", written over a horizontal line.A handwritten signature in blue ink, appearing to read "Shelly A Bauske", written over a horizontal line. Below the line, the text "Notary Public" is printed.

BEFORE THE PUBLIC SERVICE COMMISSION OF NORTH DAKOTA

---

Coyote Creek Mining Company, LLC  
Renewal No. 1, Permit NACC-1302  
Revision No. 9, Permit NACC-1302  
Application

Case No. RC-19-189  
Case No. RC-19-190

---

**JOINT STIPULATION AND WAIVER OF TIME SCHEDULE**

Public Service Commission Staff (“Staff”) contacted Coyote Creek Mining Company, LLC and Casey and Julie Voigt (collectively referred to as “Parties”) and the Office of Administrative Hearings to schedule an informal conference.

To ensure adequate publication prior to holding the informal conference and the availability of the Parties, Staff requested that the Parties waive the thirty (30) day time requirement specified in N.D.C.C. § 38-14.1-19 within which to hold an informal conference and agree to a reasonable extension of time.

The Parties have discussed the matter and all agree to waive the thirty (30) day requirement and to hold the informal conference on October 1, 2019, or if need be, another date within a reasonable period.

Dated this 6<sup>th</sup> day of September 2019:

/s/ John M. Schuh

John M. Schuh (ND ID# 08138)  
Advocacy Staff  
12<sup>th</sup> Floor, Dept. 408  
600 E Boulevard Ave  
Bismarck, ND 58505  
(701) 328-2421 - [jschuh@nd.gov](mailto:jschuh@nd.gov)  
Commission Counsel

Dated this 6<sup>th</sup> day of September, 2019

/s/ Wade C. Mann

---

Wade Mann (ID No. 05871)  
100 W. Broadway, Ste. 250  
P.O. Box 2798  
Bismarck, North Dakota 58502-2798  
Telephone (701) 224-7530  
wmann@crowleyfleck.com

Dated this 6<sup>th</sup> day of September, 2019

/s/ JJ England

---

JJ England (ID No. 08135)  
Derrick Braaten, (ID No. 06394)  
109 N. 4th St., Ste. 100  
Bismarck, North Dakota 58501-4003  
Telephone (701) 221-2911  
jj@braatenlawfirm.com