



Timothy J. Dawson  
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**OFFICE OF ADMINISTRATIVE HEARINGS**

STATE OF NORTH DAKOTA

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October 17, 2019

John Hamre  
Public Service Commission  
600 East Boulevard Avenue – Dept. 408  
Bismarck, ND 58505-0480

RE: Coyote Creek Mining Company, LLC, Renewal 1 and Revision 9 to Permit NACC-1302,  
Case Nos. RC-19-189 and RC-19-190  
OAH File Nos. 201900309 and 20190310

Dear Mr. Hamre:

Enclosed please find the administrative law judge’s Recommended Findings and Ruling and Recommended Order and a proposed Order along with the following documents which were received at the hearing in the Coyote Creek Mining Company (Coyote Creek) informal conference which was held on October 8, 2019, at the Public Service Commission Hearing Room, State Capitol, Bismarck, North Dakota.

The materials delivered to you include:

1. Exhibits 1-8 from Coyote Creek
2. Exhibits A-F from the PSC staff
3. Late-filed Exhibits V1-V6 from the Voigts

Also enclosed is the digital recording of a prehearing telephone conference in this matter held on September 23, 2019.

Sincerely,

Timothy J. Dawson  
Administrative Law Judge

Enclosures

Cc: Wade Mann, Counsel for Coyote Creek  
Derek Braaten/JJ England, Counsel for the Voigts  
John Schuh, Counsel for PSC Staff

**54 RC-19-190** Filed: 10/21/2019 Pages: 2  
Letter enclosing Recommended Order, Exhibits, and prehearing conference audio

Timothy Dawson, ALJ - Office of Administrative Hearings

**46 RC-19-189** Filed: 10/21/2019 Pages: 2  
Letter enclosing Recommended Order, Exhibits, and prehearing conference audio

Timothy Dawson, ALJ - Office of Administrative Hearings

STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

Coyote Creek Mining Company, LLC  
Renewal 1 to Permit NACC-1302  
Application

Case No. RC-19-189

Coyote Creek Mining Company, LLC  
Revision 9 to Permit NACC-1302  
Application

Case No. RC-19-190

CERTIFICATE OF SERVICE

The undersigned certifies that the original of the **RECOMMENDED FINDINGS AND RULING AND RECOMMENDED ORDER** and proposed **ORDER** was hand delivered at the State Capitol, on the 21 day of October 2019, to:

John Hamre  
Public Service Commission  
State Capitol  
600 East Boulevard Avenue  
Bismarck, ND 58505-0480

and that true and correct copies of the above document was mailed, regular mail, on the 21 day of October 2019, to:

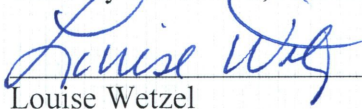
Wade Mann  
Crowley Fleck, PLLP  
PO Box 2798  
Bismarck, ND 58502-2798

JJ England/Derrick Braaten  
Braaten Law Firm  
109 North 4<sup>th</sup> Street – Suite 100  
Bismarck, ND 58501

and that a true correct copy of the above document was mailed, inside mail, at the State Capitol on the 21 day of October 2019, to:

John Schuh  
Public Service Commission  
State Capitol  
600 East Boulevard Avenue  
Bismarck, ND 58505-0480

OFFICE OF ADMINISTRATIVE HEARINGS  
Timothy J. Dawson, Administrative Law Judge

  
Louise Wetzel