

Formal Citizen Complaint

Office of Surface Mining Reclamation and Enforcement (OSMRE)
North Dakota Public Service Commission (PSC)

[ND PSC Bismarck Formal Citizen Complaint Letter.pdf](#)
[OSMRE Casper Field Office Formal Citizen Complaint Letter.pdf](#)

[OSMRE Formal Citizen Complaint.pdf](#)
[Appendix A - Ray & Esther Eisenbeis Farmland \(damages by North American Coal\) History.pdf](#)
[Appendix B - PSC Letter \(dated 23 Jul 2018\).pdf](#)
[Appendix C - PSC Inspection Report \(dated 26 Apr 2018\).pdf](#)
[Appendix D - NAC Letter \(dated 5 Jul 2018\).pdf](#)
[Appendix E - NAC Approach Agreement \(dated 22 Sep 2018\).unsigned.pdf](#)
[Appendix F - Dept of Health Water Discharge \(from 1 Jan 2011 through 25 Jun 2018\).pdf](#)

[North Dakota Administrative Code \(NDAC\) \[Administrative Rules\]](#)
[NDAC Title 69 Public Service Commission](#)
[NDAC Article 69-05.2 Surface Coal Mining and Reclamation Operations](#)
NDAC Chapter 69-05.2-01-02 Definitions
1 ... Adjacent area means land located outside the affected area or permit area
NDAC Article 69-05.2-28 Inspection and Enforcement
4 b ... If no inspection ... explanation of reason
4 c ... An explanation of the person's right, if any, to informal review

[North Dakota Century Code \(NDCC\)](#)
[NDCC Title 38 Mining and Gas and Oil Production](#)
[NDCC Chapter 38-14.1 Surface Mining and Reclamation Operations](#)
NDCC Chapter 38-14.1-01 Declaration of findings and intent
1 ... disturbances of surface areas ... by damaging the property of citizens
NDCC Chapter 38-14.1-02 Definitions
17 ... Permit area
19 ... Permit revision
35 ... Surface coal mining operations
35 b ... any adjacent land
NDCC Chapter 38-14.1-24 Environmental protection performance standards
8 ... Minimize the disturbances ... at the minesite and in associated offsite areas
8 g ... Avoiding natural channel deepening ... requiring the discharge of water from the mines

[Office of Surface Mining Reclamation and Enforcement \(OSMRE\)](#)
[Electronic Code of Federal Regulations](#)
[eCFR Title 30 => Chapter VII => Subchapter B => Part 721 Federal Inspections](#)
[eCFR Title 30 => Chapter VII => Subchapter L => Part 842 Federal Inspections and Monitoring](#)
