

Moos, Dean K.

From: Clyde Eisenbeis <cte677@gmail.com>
Sent: Tuesday, June 11, 2019 4:58 PM
To: Moos, Dean K.
Cc: Schuh, John M.; Fleischman, Jeffrey; David Berry; Brinkman, Zanna A.
Subject: Re: FW: Agenda Item Admin Matters B-1
Attachments: 190610 01 PSC Moos Cover Letter ... B1 Eisenbeis Letter.pdf; 190610 01 PSC Moos Email with NAC Letter ... B1 Attachment 3.pdf

CAUTION: This email originated from an outside source. Do not click links or open attachments unless you know they are safe.

Hi Dean,

One day has not been enough time for me to thoroughly review the docs you attached (received yesterday evening). However, the attached two docs have my initial review comments. Please forward this to the Commissioners before tomorrow's meeting.

The 7 billion gallons of water comes from the ND Dept of Health. If this is incorrect, everything else in the Formal Citizen Complaint is correct.

The bottom line is that NAC did disturb the land adjacent to the permit area land being mined. See <https://Beulah.FoxPing.com/> for details, including links to relevant ND laws.

Please forward this to the PSC Commissioners before tomorrow's 10am meeting. Thanks!

Clyde

~~~~~

On Mon, Jun 10, 2019 at 5:21 PM Moos, Dean K. <[dmoos@nd.gov](mailto:dmoos@nd.gov)> wrote:

Mr. Eisenbeis,

Attached is our proposed response to your complaint. The proposed response has been presented to the Commissioners and will be discussed by the Commissioners during the Admin Matters portion of the Commissions June 12<sup>th</sup> meeting. The Commissioners may accept, reject, or modify the letter.

Dean K. Moos

*Director, Reclamation & AML Divisions*

701.328.4099 • [dmoos@nd.gov](mailto:dmoos@nd.gov) • [www.psc.nd.gov](http://www.psc.nd.gov)



---

**From:** Jochim-Peck, Esther A. <[ejochimpeck@nd.gov](mailto:ejochimpeck@nd.gov)>  
**Sent:** Friday, June 07, 2019 5:02 PM  
**To:** -Grp-PSC Commissioners <[psccomm@nd.gov](mailto:psccomm@nd.gov)>; Bauske, Shelly A. <[sbauske@nd.gov](mailto:sbauske@nd.gov)>; Schuh, John M. <[jschuh@nd.gov](mailto:jschuh@nd.gov)>; Moos, Dean K. <[dmoos@nd.gov](mailto:dmoos@nd.gov)>; Brinkman, Zanna A. <[zbrinkman@nd.gov](mailto:zbrinkman@nd.gov)>; -Grp-PSC Reclamation <[pscreclam@nd.gov](mailto:pscreclam@nd.gov)>; Kahl, Steven M. <[smkahl@nd.gov](mailto:smkahl@nd.gov)>  
**Subject:** Agenda Item Admin Matters B-1

Esther Jochim-Peck

ND Public Service Commission

701-328-4096

---

This transmission, email and any files transmitted with it, may be: (1) subject to the Attorney-Client Privilege, (2) an attorney work product, or (3) strictly confidential under federal or state law. If you are not the intended recipient of this message, you may not use, disclose, print, copy or disseminate this information. If you have received this transmission in error, notify the sender (only) and delete the message. This message may also be subject to disclosure under the North Dakota Open Records Laws.