



Public Service Commission

State of North Dakota

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February 21, 2020

Jay M. Volk, PhD, Manager
Health, Safety, and Environmental Services
BNI Coal, Ltd.
2360 35th Avenue SW
Center, ND 58530-9499

Dear Mr. Volk:

This letter is in follow-up to our February 13, 2020 electronic mail correspondence stating that BNI Coal, Ltd.'s February 10, 2020 responses had addressed the items identified in our February 7, 2020 completeness review letter for the applications of Revision No. 41 and Renewal No. 4 to Permit BNCR-9702 at the Center Mine. The Reclamation Division deemed the applications complete and granted BNI Coal approval to begin publishing the newspaper notice in the Center Republican and the Bismarck Tribune that began on February 20th for four consecutive weeks that will end on March 12th. We requested six DVD's of the Revision No. 41 permit application for our technical review and distribution to advisory committee members that we received on February 19th. We also requested BNI to ensure that a copy of the revision application be available for public inspection at the Oliver County Courthouse by the first date of notice publication. Please submit the affidavits of publication when complete as required by NDCC 38-14.1-18(1).

Please contact us with any questions.

Sincerely,

Dean K. Moos
Director
Reclamation Division

cc: Karene Hall

Minedata/Center/Permits/BNCR-9702/Revisions/Rev41 Ren4/Rev41_Ren4_complete_AL_2-21-20

5 RC-20-24 Filed 02/21/2020 Pages: 1
Letter deeming Renewal 4 complete
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Letter deeming Renewal 4 complete
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