



# Public Service Commission

## State of North Dakota

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### COMMISSIONERS

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July 13, 2020

Jay M. Volk, Ph. D  
Environmental Manager  
BNI Coal, Ltd.  
2360 35<sup>th</sup> Avenue SW  
Center, ND 58530-9499

Dear Mr. Volk:

The Reclamation Division is preparing to recommend Commission approval of the Revision 16 and Renewal 5 applications to Permit BNCR-9401 at the July 23, 2020 Commission meeting. Consequently, BNI Coal, Ltd. must update the Business Entity Information in Section 1.7 of the revision as required by NDAC 69-05.2-06-01(2)(d) and the Past Violations information in Section 1.13 of the revision as required by NDAC 69-05.2-06-02(6)(d), or certify, under oath and in writing, that the information submitted with the June 9, 2020 technical review response for the revision application is accurate, complete and up to date. Any updated information submitted for the permit applications will be subject to an evaluation by OSM's Applicant Violator System prior to the Commission meeting. This information must be filed with our office no later than 5:00 pm Tuesday, July 21<sup>st</sup>.

Please contact this office if you have any questions.

Sincerely,

Dean L. Moos  
Director  
Reclamation Division

cc: Karene Hall

Minedata/Center/Permits/BNCR-9401/Revisions/No.16 No.5/Rev16\_Ren5\_AVS\_update\_ltr\_7-13-20