

## Hamre, John G.

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**From:** Moos, Dean K.  
**Sent:** Thursday, September 9, 2021 10:30 AM  
**To:** Gunnerson, Bill T.; Ripplinger, Preston; Brinkman, Zanna A.  
**Cc:** Hamre, John G.  
**Subject:** FW: AVS Response for Revision 17 to BNCR-9401  
**Attachments:** Rev 17 AVS Update Response\_09032021.pdf

\\coal\Mine Data\Center Mine\Permits\BNCR - 9401\Revisions\No. 17\

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**From:** Karene Hall (BNI Coal) <khall@bnicoal.com>  
**Sent:** Friday, September 3, 2021 2:41 PM  
**To:** Moos, Dean K. <dmoos@nd.gov>; Brinkman, Zanna A. <zbrinkman@nd.gov>; Gunnerson, Bill T. <bgunners@nd.gov>  
**Subject:** AVS Response for Revision 17 to BNCR-9401

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

Please see the attached Response to your AVS request for Revision 17 to BNCR-9401.

If you need additional information, please contact me at the Center Mine.

*Karene M Hall*  
**Permit Coordinator**  
**BNI Coal, Ltd.**  
**701-355-5538**

**An opinion without 3.14 is an onion!**

**Remember, remember September 11<sup>th</sup>! One of the greatest atrocities in human history was committed against America.**

**No, do more than remember. NEVER forget!**

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**BNI Coal, LTD.**  
**General Manager's Certificate**

I, Michael Heger, do hereby certify that I am the duly appointed General Manager of BNI Coal, LTD, and as such, I am authorized to execute and deliver this certificate on behalf of BNI Coal, LTD.

I further certify, swear and affirm, under oath and in writing, that the business entity and violation information that is attached for Section 1.7 Business Entity Information and Section 1.13 Past Violations, dated September 2, 2021, and which is submitted as part of BNI Coal, LTD's Revision 17 to Permit BNCR-9401 is accurate and complete in accordance with North Dakota Administrative Code Chapter 69-05.2-06.

IN WITNESS WHEREOF, I have hereunto set my hand on this 2<sup>nd</sup> day of September, 2021.



\_\_\_\_\_  
Michael Heger  
General Manager of BNI Coal, LTD

STATE OF NORTH DAKOTA

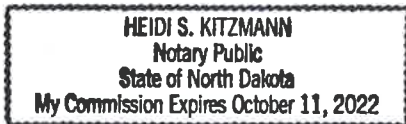
COUNTY OF BURLEIGH

Subscribed and sworn to before me this 2<sup>nd</sup> day of September, 2021



\_\_\_\_\_  
Notary Public

[Seal]



**Ownership and Control Update – September 7, 2021**  
**Revision 17**  
**BNCR-9401**

1.7.2 CONTROLLING OFFICERS OF BNI AND ALLETE ARE SHOWN BELOW. SOCIAL SECURITY NUMBERS ARE NOT PROVIDED SINCE THIS IS VOLUNTARY INFORMATION.

**Controlling Officers of BNI Coal, Ltd.**

Name	Position	Effctv. Date	End Date	Address	Phone No.
Patrick L. Cutshall	President	06-21		30 W. Superior Duluth, MN 55802	218-722-2641
Michael Heger	General Mgr.	06-21		PO Box 897 Bismarck, ND 58502	701-222-8828
Margaret A. Thickens	Secretary	10-19		30 W. Superior Duluth, MN 55802	218-722-2641
Violet Struss	Asst. Corp. Secretary	04-16		30 W. Superior Duluth, MN 55802	218-722-2641
Alan R. Hodnik	Chairman	10-19	05-21		
	Board Chairman & CEO	05-10	04-14		
Wade Boeshans	President &	10-14	07-21		
	General Mgr.	11-09	07-21		
	Treasurer	10-19	07-21		
Bethany M. Owen	Corp. Secretary	05-17	10-19		
Bradley W. Oachs	Board Chairman & CEO	10-14	06-19		
Sam E. McQuade	CFO, Treasurer, Asst.	10-16	06-19		
	Corp. Secretary				
Deborah A. Amberg	Corp. Secretary	09-04	05-17		
Patricia E. Clement	Mgr. Fin. & Acct.	09-01	09-16		
	Treasurer, Asst. Corp.	04-82	09-16		
	Secretry & Resident Agnt				
Donald J. Shippar	Brd Chrnm & CEO	05-03	04-10		
Robert D. Edwards	Brd. Chrnm & CEO	04-96	05-03		
Chas. M. Reichert	Pres. & Gnrl. Mgr.	01-89	08-01		
M. J. Hummel	Pres. & Gnrl Mgr.	08-01	11-09		
	VP of Fin & CFO	08-86	08-01		
P. R. Halverson	Secretary	01-89	09-04		

**Board of Directors of BNI Coal, Ltd.**

Name	Position	Effctv. Date	End Date	Address	Phone No.
				30 W. Superior Duluth, MN 55802	218-722-2641
				PO Box 897 Bismarck, ND 58502	701-222-8828
Robert N. MacLennan	Director	05-11		PO Box 13200 Grand Forks, ND 58208	701-795-4000
Robert J. Adams	Director	09-01		30 W. Superior Duluth, MN 55802	218-722-2641
Patrick L. Cutshall	Director	05-17		30 W. Superior Duluth, MN 55802	218-722-2641
Bethany M. Owen	Director	05-17		30 W. Superior Duluth, MN 55802	218-722-2641

Name	Position	Effctv. Date	End Date	Address	Phone No.
Margaret A. Thickers	Director	10-19		30 W. Superior Duluth, MN 55802	218-722-2641
Allan S. Rudeck, Jr.	Director	10-19		30 W. Superior Duluth, MN 55802	218-722-2641
Alan R. Hodnik	Chairman	10-19	05-21		
	Director	04-14	05-21		
	Chairman & BNI CEO	05-10	04-14		
	Director	06-07	04-10		
Wade Boeshans	Director	11-09	07-21		
Bradley W. Oachs	Chairman & BNI CEO	04-14	06-19		
	Director	05-10	04-14		
Deborah A. Amberg	Director	04-16	05-17		
Steven Q. DeVinck	Director	04-16	05-17		
David Loer	Director	01-91	11-10		
Donald J. Shippar	Chrmn & BNI Co.	05-03	04-10		
	Officer Member	04-96	05-03		
Robert D. Edwards	Chrmn & BNI Co.	04-96	05-03		
	Officer				
Charles. M. Reichert	Member & BNI Co.	01-89	08-01		
	Officer				
M. J. Hummel	Member & BNI Co.	09-01	11-09		
	Officer				
Warren Candy	Director	09-02	06-07		
David G. Gartzke	Member	04-96	08-01		
Steve Sherner	Director	04-91	01-96		
	Member	01-96	04-98		
	Vice Chair	04-98	09-01		
	Director	09-01	08-02		

### Controlling Officers of BNI Energy, Inc.

Name	Position	Effctv. Date	End Date	Address	Phone No.
Patrick L. Cutshall	President	06-21		30 W. Superior Duluth, MN 55802	218-722-2641
Michael Heger	General Mgr.	06-21		PO Box 897 Bismarck, ND 58502	701-222-8828
Margaret A. Thickers	Secretary	10-19		30 W. Superior Duluth, MN 55802	218-722-2641
Violet Struss	Asst. Corp Secretary	04-16		30 W. Superior Duluth, MN 55802	218-722-2641
Alan R. Hodnik	Chairman	10-19	05-21		
	CEO	04-16	05-21		
	Brd Chairman/CEO	02-16	04-16		
Wade Boeshans	President &	02-16	07-21		
	General Mgr.				
	Treasurer	10-19	07-21		
Bethany M. Owen	Corp. Secretary	05-17	10-19		
Bradley W. Oachs	Chairman	04-16	06-19		
Sam E. McQuade	CFO, Treasurer, Asst.	10-16	06-19		
	Corp. Secretary				
Deborah A. Amberg	Corp. Secretary	02-16	05-17		
Patricia E. Clement	Treasurer, Asst. Corp.	02-16	09-16		
	Secretary				

## Board of Directors of BNI Energy, Inc.

Name	Position	Effctv. Date	End Date	Address	Phone No.
				30 W. Superior Duluth, MN 55802	218-722-2641
				PO Box 897 Bismarck, ND 58502	701-222-8828
Robert N. MacLennan	Director	02-16		PO Box 13200 Grand Forks, ND 58208	701-795-4000
Robert J. Adams	Director	02-16		30 W. Superior Duluth, MN 55802	218-722-2641
Bethany M. Owen	Director	05-17		30 W. Superior Duluth, MN 55802	218-722-2641
Patrick L. Cutshall	Director	05-17		30 W. Superior Duluth, MN 55802	218-722-2641
Margaret A. Thickens	Director	10-19		30 W. Superior Duluth, MN 55802	218-722-2641
Allan S. Rudeck, Jr.	Director	10-19		30 W. Superior Duluth, MN 55802	218-722-2641
Alan R. Hodnik	Chairman	10-19	05-21		
	Director/CEO	02-16	10-19		
Wade Boeshans	Director/Pres/GM	02-16	07-21		
Bradley W. Oachs	Chairman	02-16	06-19		
Deborah A. Amberg	Director	04-16	05-17		
Steven Q. DeVinck	Director	04-16	05-17		

## Corporate Officers of ALLETE

Name	Position	Effctv Date	End Date	Address	Phone No.
Bethany M. Owen	CEO	02-20		30 W. Superior	218-722-2641
	President	01-19		Duluth, MN 55802	
	SVP & Secrtry, Chief Legal & Admin Officer	11-16	02-19		
Robert J. Adams	SVP, CFO	03-17		30 W. Superior	218-722-2641
	SVP-Energy Centric Bus. & CRO	11-15	03-17	Duluth, MN 55802	
	VP-Energy Centric Bus. & CRO	06-14	11-15		
	VP-Bus. Dev. & CRO	05-08	06-14		
	VP-Util. Bus. Dev.	02-04	05-08		
	VP & CFO-MP Fin. & Bus. Dev.	01-02	01-04		
T. P. Giblin, Jr.	Asst. Secretary	05-03		30 W. Superior Duluth, MN 55802	218-722-2641
Steven W. Morris	VP, Controller & Chief Accting Officer	12-16		30 W. Superior Duluth, MN 55802	218-722-2641
Patrick L. Cutshall	VP, Corp. Treasurer	12-17		30 W. Superior	218-722-2641
	Treasurer	01-16		Duluth, MN 55802	
Nicole R. Johnson	VP-ALLETE & Chief Admin Officer	07-19		30 W. Superior Duluth, MN 55802	218-722-2641
	VP-Human Resources	08-16	07-19		
Margaret A. Thickens	VP, Chief Legal Officer & Corp. Secretary	02-19		30 W. Superior Duluth, MN 55802	218-772-2641

Name	Position	Effctv Date	End Date	Address	Phone No.
Alan R. Hodnik	Exec. Chairman	02-20	05-21		
	Chairman/CEO	05-10	02-20		
	President	05-09	01-19		
	COO-MP	06-07	05-09		
Bradley W. Oachs	SVP & Pres-Regltd Ops	11-16	06-19		
Patrick K. Mullen	SVP-External Affairs	04-17	06-19		
Deborah A. Amberg	SVP, Chief Strategy	11-16	12-18		
	Officer-Regultd Ops				
	SVP, Genl Cncl & Secretary	05-06	11-16		
	VP, Genl Cncl & Secretary	03-04	05-06		
David J. McMillan	SVP	04-17	02-18		
	SVP-External Affairs	05-12	04-17		
	SVP-Mrktng, Regltry & Publ. Affairs	01-06	05-12		
	SVP-Mrktng & Publ.	10-03	05-06		
	SVP-MP Strat. Accts & Govt. Affairs	01-02	01-03		
	VP-MP Strat. Accts & Mrktng	05-01	12-01		
	VP-MP Elec Cstmr Solutions	01-98	05-01		
	SVP	07-14	05-17		
Steven Q. DeVinck	CFO	07-14	03-17		
	CFO & SVP-Bus. Support	03-14	07-14		
	Controller & VP-Bus. Support	12-09	03-14		
	Controller	07-06	12-09		
Donald W. Stellmaker	VP & Corp Treasurer	08-11	12-15		
	Treasurer	07-04	08-11		
Timothy J. Thorp	VP-Inv Relations & Support Services	05-14	12-15		
	VP-Inv. Relations	05-05	05-14		
	VP-Inv. Relations & Corp. Comm.	11-01	05-05		
	VP-ALLETE HR	04-11	03-15		
Bonnie A. Keppers	SVP-MP Strtgy & Planning	02-07	07-11		
Eric R. Norberg	VP-MP Strategic Initiatives				
	VP-MP; COO-MPEX	04-02	01-07		
	VP-MP Elec Strtgc Accts.	05-01	03-02		
		01-88	05-01		
Mark A. Schober	SVP	03-14	06-14		
	SVP & CFO	07-06	03-14		
	SVP, CFO & Cntrlr	07-06	07-06		
	SVP-Acct/Tax & Audit, Controller	02-04	06-06		
	VP & Controller	04-01	01-04		
	Controller	05-97	04-01		
	Corp. Controller	03-93	05-97		
Donald J. Shippar	Chairman	05-09	05-11		
	Chairman & CEO	05-09	04-10		
	Chrmn, Pres. & CEO	01-04	05-09		
	Pres. & CEO	01-04	12-05		
	EVP-MP; Pres.-MP	05-03	01-04		
	Pres. & COO-MP	05-01	05-03		
	COO-MP Elec.	01-00	05-01		

Name	Position	Effctv Date	End Date	Address	Phone No.
	Sr. VP-MP Cust Serv & Delvry	01-98	12-99		
Ronald G. Porter	VP-Trans. & Dstrbtn	05-97	12-97		
	VP-ALLETE HR	09-07	07-10		
Warren L. Candy	SVP-Util. Ops.	02-04	07-05		
	VP-MP Gen. Ops	09-00	01-04		
	VP-MP Elec. Gen Ops	05-97	08-00		
	VP-Boswell	05-94	05-97		
John Cirello	EVP, Pres & CEO-AWS	05-01	08-01		
	EVP, Pres & CEO-MP	05-99	05-01		
	Water Resources				
	EVP, Pres & CEO- FWS	05-98	05-99		
	EVP, Pres & CEO Sthrn States Util.	05-96	05-98		
	EVP-MP	07-95	05-96		
Donnie R. Crandell	EVP, Pres & CEO-FWS: Pres-AWS	05-02	07-03		
	EVP, Pres & CEO-ALLETE Properties	09-00	05-02		
	EVP & Pres-MP Real Estate Holdings	01-99	08-00		
	SVP & Pres-MP Real Estate Holdings	08-95	01-99		
	SVP-Corp. Dev.	11-94	08-95		
	VP-Corp. Dev.	03-93	11-94		
Lawrence N. Engel	Asst. Controller	06-86	05-92		
Roger P. Engle	VP	05-06	12-08		
	VP-MP; Pres SWL&P	05-97	05-06		
	VP-MP, Pres & COO-SWL&P	01-96	05-97		
	VP-Custmr Relations	05-95	12-95		
	VP & GM-Cntrl Div.	05-93	05-95		
	Controller	05-84	05-93		
Raymond G. Erickson	VP-Public Affairs	06-84	12-90		
Thomas E. Ferguson	VP-MP Pwr, Dlvry & Transmission	02-00	12-03		
Brenda J. Flayton	VP-HR	07-98	05-04		
John E. Fuller	EVP-MP; Pres & CEO-Auto Fin. Corp	01-99	09-01		
	SVP-MP; Pres & CEO-Auto Fin. Corp	04-97	01-99		
Laurence H. Fuller	VP-Corp. Dev.	01-97	08-01		
Bruce E. Gangnon	Asst. Corp Controller	05-92	05-95		
David G. Gartzke	Chrmn, Pres & CEO	01-02	05-04		
	President	08-01	12-01		
	SVP-Finance & CFO	12-94	08-01		
	VP-Finance & CFO	03-93	11-94		
	VP & Treasurer	05-89	02-93		
James P. Hallet	EVP; Pres-Adesa	05-03	05-04		
	EVP; Chrmn, Pres & CEO-ALLETE Auto	05-02	05-03		
	EVP-MP; Pres & CEO-Adesa	04-97	05-02		
Philip R. Halverson	VP, Gen'l Cns'l & Secr.	01-96	05-04		
	Gen'l Cns'l & Secr.	03-93	12-95		
	Gen'l Cns'l & Asst. Secr.	01-91	02-93		
	Asst. Gen'l Cns'l & Secr.	05-89	01-91		

Name	Position	Effctv Date	End Date	Address	Phone No.
Allen D. Harmon	Group VP-Elec. Util Ops	05-91	06-95		
	Group VP-Cust. Serv	01-89	05-91		
Dennis L. Hollingsworth	Asst. VP-Corp Dev.	02-93	12-96		
	Asst. VP-Cash Mgmt	05-91	01-93		
	Asst. VP-Cash & Portfolio Mgmt	05-88	05-91		
Michael J. Hummel	VP-MP; Pres & GM-BNI Coal	05-02	05-03		
David P. Jeronimus	VP-ALLETE; SVP-MP Envr. Serv.	05-02	09-04		
	VP-MP Envr. Serv.	05-99	05-02		
Sean S. Macpherson	Asst. Secretary	01-89	05-03		
Jack R. McDonald	EVP-Fin & Corp Dev	05-93	12-95		
	Grp VP-Corp Dev.	05-91	05-93		
	Grp VP-Pwr Systms	05-90	05-91		
	Grp VP-Topeka	05-88	05-90		
Eugene G. McGillis	VP-MP; Pres-SWL&P	06-92	12-94		
	VP-Cust Ops.	04-88	05-92		
Thomas A. Micheletti	Grp VP-Core Support Ops & Secretary	05-91	03-93		
	Grp VP-Gen'l Cns'l & Secretary	05-88	05-91		
	VP-ALLETE HR	05-05	02-07		
Patrick K. Mullen	VP-MP Dist Ops & Cust Serv	09-00	04-05		
	VP-MP Elec	02-00	08-00		
	Grp VP-Water Res. Ops	05-91	08-95		
Bert T. Phillips	Grp VP-Topeka	02-90	05-91		
	Grp VP-Pwr Systms	05-88	01-90		
	VP-MP; Pres & GM-BNI Coal	09-00	08-01		
Charles M. Reichert	VP-MP; Pres-BNI Coal	07-93	08-00		
	VP-Gnrtn; Pres-RREC	08-94	01-97		
	VP-MP; Pres-RREC	05-93	08-94		
James A. Roberts	VP-MP Publ Affairs	05-02	07-03		
Jack F. Rowe	VP-Corp Relations	05-96	05-02		
	Chrmn & CEO	07-79	05-89		
Edwin L. Russell	Chrmn, Pres & CEO	05-96	08-01		
	Pres & CEO	01-96	05-96		
	President	05-95	01-96		
Arend J. Sandbulte	Chairman & CEO	05-95	05-96		
	Chrmn, Pres & CEO	05-89	05-95		
	Pres & CEO	05-88	05-89		
Stephen D. Sherner	SVP-MP Strtgc Initiative	05-02	08-02		
	SVP-MP Energy Srcing	01-98	05-02		
	SVP-MP Elec Strtgy & Growth	01-97	12-97		
	VP-Mrktng & Cust Serv.	01-96	12-96		
	VP-Pwr Mrktng & Del	05-95	12-95		
	VP-Pwr Srcing & Del	05-93	05-95		
	VP-Strtgc Res Mgmt	05-91	05-93		
	VP-Syst Ops & Plnng	05-88	05-91		
Steven W. Tyacke	Asst. Gen'l Counsel	07-93	06-04		
Geraldine R. Vantassel	VP-Corp Info Systms	06-95	12-96		
	VP-Corp res Plnng	03-93	05-95		
	Corp Controller	05-92	02-93		
James K. Vizanko	SVP-Fin & CFO	07-04	06-06		

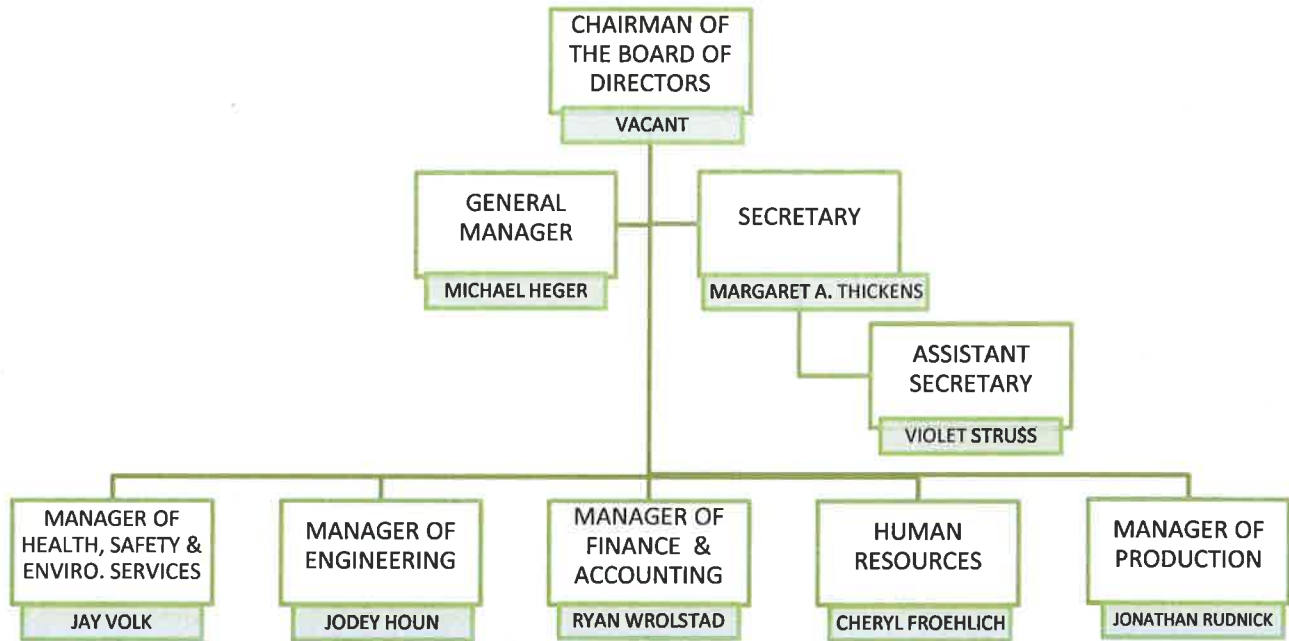
Name	Position	Effctv Date	End Date	Address	Phone No.
Claudia R-S. Welty	SVP, CFO & Treasurer	01-04	07-04		
	VP, CFO & Treasurer	05-02	01-04		
	VP & Treasurer	04-01	05-02		
	Treasurer	03-93	04-01		
	SVP-Spprt/Chief Admin Officer	02-04	12-09		
	VP-Strtgy & Tech Dev	05-03	01-04		
	VP-IT	05-99	05-03		
	SP-Suppvt Serv.	05-97	05-99		

### Board of Directors of ALLETE

Name	Position	Effctv. Date	End Date	Address	Phone No.
				30 W. Superior Duluth, MN 55802	218-722-2641
Kathryn W. Dindo	Director	07-09		30 W. Superior Duluth, MN 55802	218-722-2641
Heidi J. Jimmerson	Director	09-04		30 W. Superior Duluth, MN 55802	218-722-2641
James J. Hoolihan	Director	05-06		30 W. Superior Duluth, MN 55802	218-722-2641
Madeleine W. Ludlow	Director	10-04		30 W. Superior Duluth, MN 55802	218-722-2641
Douglas C. Neve	Director	07-07		30 W. Superior Duluth, MN 55802	218-722-2641
George G. Goldfarb	Director	10-12		30 W. Superior Duluth, MN 55802	218-722-2641
Susan K. Nestegard	Director	01-18		30 W. Superior Duluth, MN 55802	218-772-2641
Robert P. Powers	Director	08-17		30 W. Superior Duluth, MN 55802	218-772-2641
Bethany M. Owen	Director	02-19		30 W. Superior Duluth, MN 55802	218-772-2641
Barbara A. Nick	Director	07-20		30 W. Superior Duluth, MN 55802	218-772-2641
Alan R. Hodnik	Chairman	05-11	05-21		
	Director	05-09	05-21		
James S. Haines Jr.	Director	10-09	05-19		
Leonard C. Rodman	Director	05-09	05-19		
Sidney W. Emery Jr.	Director	05-07	05-19		
Bruce W. Stender	Director	01-06	05-14		
	Chairman	09-04	12-05		
	Director	05-95	07-04		
Kathleen A. Brekken	Director	07-06	05-13		
		05-97	05-03		
Donald J. Shippar	Chairman	01-06	05-11		
	Director	09-04	12-05		
George L. Mayer	Director	05-96	05-10		
Jack I. Rajala	Director	05-85	05-10		
Wynn V. Bussmann	Director	05-02	09-04		
Wesley C. Cochrane	Director	05-84	05-89		
Merrill K. Cragun	Director	05-91	05-01		
Thomas L. Cunningham	Director	05-03	05-04		

Name	Position	Effctv. Date	End Date	Address	Phone No.
Charles M. Denny, Jr.	Director	05-85	05-90		
Dennis E. Evans	Director	05-86	03-04		
Orlando G. Fladmark	Director	05-85	05-94		
David G. Gartzke	Chairman	04-02	09-04		
	Director	08-01	04-02		
Dennis O. Green	Director	06-03	09-04		
Clifford H. Grindy	Director	05-86	05-93		
D. Michael Hockett	Director	07-95	08-96		
Sister Kathleen Hofer	Director	05-94	05-96		
Glenda Hood	Director	05-00	01-03		
Peter J. Johnson	Director	05-94	05-07		
Mary Junck	Director	07-92	05-95		
Jack R. Kelly, Jr.	Director	01-96	09-96		
John H. Lemme	Director	05-66	05-91		
Robert S. Mars, Jr.	Director	05-70	05-95		
Paula F. McQueen	Director	05-93	12-98		
Robert S. Nickloff	Director	05-86	05-98		
Roger D. Pierce	Director	05-04	05-08		
Jack F. Rowe	Director	05-89	05-93		
	Chairman	07-79	05-89		
	Director	05-69	07-79		
Charles A. Russell	Director	05-85	05-96		
Edwin L. Russell	Chairman	05-96	08-01		
	Director	05-95	05-96		
Mary E. Ryland	Director	05-82	05-94		
Arend J. Sandbulte	NonExec. Chrmn	08-01	04-02		
	Director	05-96	08-01		
	Chairman	05-89	05-96		
	Director	05-83	05-89		
Nick Smith	Director	05-95	05-07		
D. C. Wegmiller	Director	05-92	09-04		
Deborah L. Weinstein	Director	06-03	09-04		

## ORGANIZATION OF BNI Coal, LTD



**CORPORATE OFFICERS:** Patrick Cutshall, Violet Struss and Bethany Owen

### 1.13 PAST VIOLATIONS

There have been no violations or orders by any person who owns or controls BNI Coal, Ltd., BNI Energy, Inc. or ALLETE in the past 3 years.