



Public Service Commission State of North Dakota

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October 26, 2021

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

Dear Mr. Volk:

BNI Coal, Ltd.'s September 24, 2021 response to our September 23, 2021 completeness review letter for the application of Revision No. 9 to Permit BNCR-1101 at the Center Mine has addressed the remaining completeness review items. The Reclamation Division deemed the Revision No. 9 application complete on October 11th and granted approval to begin publishing the newspaper notice of the application. BNI Coal began publication on Thursday, October 21th for four consecutive weeks in the Center Republican and Bismarck Tribune ending on Thursday, November 11th. 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 via email: Karene Hall (khall@bnicoal.com)
Jodey Houn (jhoun@bnicoal.com)
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Center Mine\Permits\BNCR - 1101\Revisions & Renewals\No. 9\Rev9_Deemed_Complete_AL_10-11-21