

Thompson, Pamela J.

From: efilngmail@tylerhost.net
Sent: Tuesday, July 18, 2023 4:15 PM
To: Thompson, Pamela J.
Subject: Filing Accepted for Case: 08-2023-CV-01338; Casey Voigt, et al. vs. North Dakota Public Service Commission, et al.; Envelope Number: 5273108

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**North Dakota
Court System**

Filing Accepted

Envelope Number: 5273108
Case Number: 08-2023-CV-01338
Case Style: Casey Voigt, et al. vs. North Dakota
Public Service Commission, et al.

The filing below was reviewed and has been accepted by the clerk's office. You may access the file copy of the document filed by clicking on the below link.

Filing Details	
Court	Burleigh County
Case Number	08-2023-CV-01338
Case Style	Casey Voigt, et al. vs. North Dakota Public Service Commission, et al.
Date/Time Submitted	7/18/2023 2:01 PM CST
Date/Time Accepted	7/18/2023 4:13 PM CST
Accepted Comments	
Filing Type	Exhibit
Filing Description	CR Exhibit 30 - Email - Pond P25-03 construction request
Activity Requested	EFile
Filed By	Pamela Thompson
Filing Attorney	John Schuh

Document Details	
Lead Document	CR Exhibit 30 - Email - Pond P25-03 construction request.pdf
Lead Document Page Count	2
File Copy	View Document

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North Dakota Court's Information Technology Department 701-328-4218
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Hamre, John G.

From: Brinkman, Zanna A.
Sent: Tuesday, October 4, 2022 2:53 PM
To: Hamre, John G.
Subject: FW: NACC-1302 Revision 12: Pond Construction Approval Request

Importance: High

File this email in the following two locations (only corelog the first one)

Coyote Creek Mine\Permits\NACC - 1302\Revisions & Renewals\No. 12\Pond_P25-03_construction_rqst_9-15-22

Coyote Creek Mine\Permits\NACC - 1302\Admin Correspondence\2022\ Pond_P25-03_construction_rqst_9-15-22

Zanna Brinkman

*Director Reclamation & AML Divisions
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From: Emmer, Jonathan W. <jemmer@nd.gov>
Sent: Tuesday, October 4, 2022 2:11 PM
To: Brinkman, Zanna A. <zbrinkman@nd.gov>
Subject: FW: NACC-1302 Revision 12: Pond Construction Approval Request

Jonathan Emmer

Assistant Director

Reclamation Division
North Dakota Public Service Commission
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From: Eckroth, Jeremy J <jeremy.eckroth@nacoal.com>
Sent: Thursday, September 15, 2022 3:35 PM
To: Brinkman, Zanna A. <zbrinkman@nd.gov>; Emmer, Jonathan W. <jemmer@nd.gov>; Welch, Guy A. <gwelch@nd.gov>
Cc: Barth, Tyler L <Tyler.Barth@nacoal.com>; Steffen, Donn R <donn.steffen@nacoal.com>
Subject: NACC-1302 Revision 12: Pond Construction Approval Request

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Zanna,

In regards to item #6 in the technical review of Revision 12 as listed below, Coyote Creek (CCMC) will not be building P24-05 and P24-06 this fall. P24-05 may be necessary to facilitate adjacent mining in the future. If federal mine plan approval is not received by next spring CCMC will reevaluate the construction plans at that time and consult water management plans for the area with the NDPSC. However, CCMC is planning to construct pond P25-03 this fall and is requesting conditional approval to begin construction on that pond. Please advise if conditional approval is granted for the construction of P25-03. Please let us know if you have any questions or require additional information. Thank you

Section 3.3 - Surface Water Management

- 6. The Reclamation Division believes the construction of sediment ponds P24-05 and P24-06 and the removal of additional SPGM in the SW¼ of Section 24 other than that necessary to mine private coal should be delayed until federal mine plan approval has been granted to remove federal coal in the SW¼ of Section 24. Please consider revising the pond construction narratives, Sections 3.3.27 and 3.3.28, to mention that construction of the ponds may be delayed until federal mine plan approval. (GAW)*

Jeremy Eckroth

Environmental Manager
Coyote Creek Mining Company, LLC

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