




Re: [EXTERNAL] Fw: Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5

From Trent, Erica L <etrent@osmre.gov>
Date Mon 6/23/2025 3:00 PM
To Emmer, Jonathan W. <jemmer@nd.gov>

 1 attachment (383 KB)
20250507_Center_Rev45_NoMPDDemail.pdf;

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Erica Trent

Erica Trent, Natural Resources Specialist
Office of Surface Mining Reclamation and Enforcement
Interior Regions 5 & 7-11
P.O. Box 25065
Lakewood, CO 80215
C: (303) 236-6041

From: Trent, Erica L <etrent@osmre.gov>
Sent: Monday, June 23, 2025 1:59 PM
To: Emmer, Jonathan W. <jemmer@nd.gov>
Subject: Re: [EXTERNAL] Fw: Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5

Good afternoon Jonathan,

Apologies for not CCing you. My mistake.

No Mine Plan Decision Document required since the post mining land use change is on privately owned surface.

Erica Trent

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From: Emmer, Jonathan W. <jemmer@nd.gov>
Sent: Tuesday, June 17, 2025 7:08 AM
To: Trent, Erica L <etrent@osmre.gov>
Subject: [EXTERNAL] Fw: Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5

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Good Morning,


I wanted to follow-up regarding the determination if Revision 45 to BNCR-9702 constitutes a mine plan modification. If you need any additional information, let me know.

Jonathan Emmer
Director Reclamation & AML Divisions
North Dakota Public Service Commission
600 E Boulevard Ave Dept 408
Bismarck, ND 58505

jemmer@nd.gov 701.328.4094

From: Aslakson, Christine M. <cmaslakson@nd.gov>
Sent: Wednesday, May 7, 2025 11:15 AM
To: Erica Trent <etrent@osmre.gov>
Cc: Emmer, Jonathan W. <jemmer@nd.gov>; Johnson, Monty L. <moljohnson@nd.gov>; Roerick, Jeffrey A. <jroerick@nd.gov>; Craig, Alexis <alcraig@nd.gov>; Myran, Brandon S. <bmyran@nd.gov>; Ripplinger, Preston <priplinger@nd.gov>; Swenson, Warren <swensonwarren@nd.gov>; Welch, Guy A. <gwelch@nd.gov>; Marcelo Calle <mcalle@osmre.gov>
Subject: Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5


Christine Aslakson
Administrative Assistant
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 Outlook

JUN 23 2025

Re: [EXTERNAL] Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5

NORTH DAKOTA
PUBLIC SERVICE COMMISSION

From Trent, Erica L <etrent@osmre.gov>

Date Wed 5/7/2025 11:24 AM

To Calle, Marcelo <mcalle@osmre.gov>

Cc Martinez Hernandez, Roberta D <rmartinezhernandez@osmre.gov>; Kwak, Charlie C <ckwak@osmre.gov>

A mining plan approval from the Assistant Secretary of Land and Minerals Management *is not required* for the revision for the Center Mine Rev. 45.

There is no change in the mining plan that would affect the conditions of its approval pursuant to Federal law or regulation. See 30 C.F.R. Part 746.18(d)(1).

2. No change would occur that would affect the level of protection to land, facilities and places designated unsuitable for mining because the area is designated as suitable for mining. See 30 C.F.R. Part 746.18(d)(2).

3. There is no change in the amount of coal to be mined. See C.F.R. Part 746.18(d)(3).

4. The significant revision would not extend mining and reclamation activities onto leased Federal coal for the first time. See 30 C.F.R. Part 746.18(d)(4).

5. The significant revision does not meet OSMRE's standards (516 DM 13.4) of a major Federal action normally requiring an Environmental Impact Statement. See 30 C.F.R. Part 746.18(d)(5).

6. There is no change proposed to the mining operations and reclamation plan that would result in a change to the post mining land use of Federally owned surface land. The current post mining land use is grassland, cropland and wildlife. See 30 C.F.R. § 746.18(d)(6).

Therefore, a mining plan approval from the Assistant Secretary of Land and Minerals Management is not required for the revision for the Center Mine Rev. 45. The OSMRE's decision is based upon consideration of the requirements at 30 C.F.R. § Parts 740 and 746.

Consequently, OSMRE's decision does not relieve PSC from coordinating its review and approval of this action and securing approval from other Federal agencies for compliance.

Thank you for the opportunity to review the action and the conversation we had, your time is greatly appreciated.

Erica Trent

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From: Trent, Erica L <etrent@osmre.gov>
Sent: Wednesday, May 7, 2025 10:53 AM
To: Calle, Marcelo <mcalle@osmre.gov>
Cc: Martinez Hernandez, Roberta D <rmartinezhernandez@osmre.gov>; Kwak, Charlie C <ckwak@osmre.gov>
Subject: Re: [EXTERNAL] Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5

Good morning Christine,

I notice there is an update to post mining land use, that is all on private land correct?

Erica Trent

Erica Trent, Natural Resources Specialist
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From: Calle, Marcelo <mcalle@osmre.gov>
Sent: Wednesday, May 7, 2025 10:19 AM
To: Trent, Erica L <etrent@osmre.gov>
Cc: Martinez Hernandez, Roberta D <rmartinezhernandez@osmre.gov>; Kwak, Charlie C <ckwak@osmre.gov>
Subject: FW: [EXTERNAL] Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5

Looks like we need to make a mining plan determination. Let me know if you have any questions. Thank you.

Marcelo Calle, Division Chief
Acting with the Delegated Authority of the Regional Director
U.S. Department of Interior, Regions 5 & 7-11
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Mailing

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From: Aslakson, Christine M. <cmaslakson@nd.gov>
Sent: Wednesday, May 7, 2025 10:16 AM
To: Trent, Erica L <etrent@osmre.gov>

Cc: Emmer, Jonathan W. <jemmer@nd.gov>; Johnson, Monty L. <moljohnson@nd.gov>; Roerick, Jeffrey A. <jroerick@nd.gov>; Craig, Alexis <alcraig@nd.gov>; Myran, Brandon S. <bmyran@nd.gov>; Ripplinger, Preston <pripplinger@nd.gov>; Swenson, Warren <swensonwarren@nd.gov>; Welch, Guy A. <gwelch@nd.gov>; Calle, Marcelo <mcalle@osmre.gov>
Subject: [EXTERNAL] Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5

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Christine Aslakson

Administrative Assistant

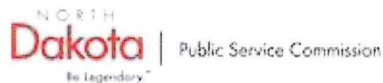
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