



Public Service Commission

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sent via email only

September 2, 2026

Mr. Jason Frye
Environmental Specialist
Falkirk Mining Company
P.O. Box 1087
Underwood, ND 58576-1087
jason.frye@nacoal.com

Dear Mr. Frye:

The Reclamation Division is prepared to recommend Commission approval of Revision 42 to Permit NAFK-8705 at the September 23, 2026, Commission meeting. Consequently, the Falkirk Mining Company must update the ownership and control (business entity) and compliance information as required by NDAC 69-05.2-06-01(2) and NDAC 69-05.2-06-02(6) or certify, under oath and in writing, that the current information is still accurate, complete, and up to date. Any updated information submitted for the permit revision application will be subject to an evaluation by OSMRE's Application Violator System prior to permit revision approval. This information must be filed with our office no later than **5:00 p.m. Wednesday, September 16, 2026.**

Also, please submit a clean copy of Revision 42 to the Reclamation Division's online permit application at your earliest convenience.

Please contact this office if you have any questions.

Sincerely,

Jonathan Emmer
Digitally signed by Jonathan Emmer
DN: cn=US, e=jemmer@nd.gov, o=North Dakota Public Service Commission, cn=Jonathan Emmer
Date: 2026.09.02 11:18:25-05'00'

Jonathan Emmer
Director
Reclamation Division

cc via email only: Belinda Coleman (belinda.coleman@nacco.com)
Steve Burke (steve.burke@nacoal.com)

Falkirk Mine\Permits\NAFK - 8705\Revisions & Renewals\No. 42\Rev42_AVS_update_ltr_9-2-26