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February 3, 2026

Christopher Martens
General Counsel
Public Service Commission
600 East Boulevard Avenue
Bismarck, ND 58505

Re: Falkirk Mining Company
Revision 39, Permit NAFK-9503
Application
OAH File No. 20260015

Dear Mr. Martens:

I am in receipt of an email from Jason Sauer, on behalf of the Sauer family, withdrawing their protest to Falkirk Mining Company's Revision 39, and requesting the informal conference scheduled for February 11, 2026, be canceled.

Therefore, I am closing our file and returning the record to the Commission

Sincerely,

A handwritten signature in blue ink that reads "Hope L. Hogan".

Hope L Hogan
Administrative Law Judge

cc: Jason Sauer via email
Wade Mann, counsel for Falkirk Mining Company via email