

December 20, 2016

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on December 20, 2016, 9:30 a.m. Present were Commissioners Fedorchak, Christmann and Kalk.

Final Stream Protection Rule

Ms. Fedorchak: I move the Commission convene an executive session to receive attorney advice from the Attorney General regarding a potential lawsuit against the U.S. Department of the Interior and the Office of Surface Mining Reclamation and Enforcement.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

The Executive Session was attended by Commissioners Fedorchak, Christmann, Kalk, Attorney General Wayne Stenehjem, Troy Seibel, Maggie Olson, Jack Schuh, Dean Moos, Jill Steinwand, Darrell Nitschke, Esther Jangula. Paul Seby participated by telephone. The executive session convened at 9:35 a.m. and adjourned at 10:05 a.m. The Special meeting reconvened at 10:05 a.m.

Mr. Christmann: The Commission just held an executive session to receive attorney advice from the Attorney General regarding a potential lawsuit against the U. S. Department of the interior and the Office of Surface Mining Reclamation and Enforcement.

After such consultation, I move that the Commission authorize the Attorney General to commence a lawsuit against the U. S. Department of the Interior and the Office of Surface Mining Reclamation and Enforcement.

Ms. Fedorchak: I second the motion.


Roll Call: Fedorchak "Aye."

Christmann "Aye."

Kalk "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 10:08 A.M.

  
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Executive Secretary

  
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JULIE FEDORCHAK, CHAIRMAN