

STATE OF SOUTH DAKOTA



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MINERALS & MINING PROGRAM

**MARTY J. JACKLEY**  
ATTORNEY GENERAL

**CHARLES D. McGUIGAN**  
CHIEF DEPUTY ATTORNEY GENERAL

August 14, 2013

Mike Cepak  
Minerals and Mining Program  
Foss Building  
523 East Capitol Avenue  
Pierre, SD 57501

RE: **In the Matter of Powertech (USA), Inc. Application for  
Large Scale Mining Permit no. 480  
(Dewey-Burdock Project)**

Dear Mike,

Enclosed is the original Notice of Prehearing Conference and  
Motion Hearing and Certificate of Service in the above matter.  
Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Charlie McGuigan".

Charles D. McGuigan  
Chief Deputy Attorney General

CDM/lde  
Enc.

cc: A Party Service List

STATE OF SOUTH DAKOTA  
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

RECEIVED  
AUG 15 2013  
MINERALS & MINING PROGRAM

BOARD OF MINERALS AND ENVIRONMENT

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IN THE MATTER OF POWERTECH )	NOTICE OF PREHEARING
(USA), INC. APPLICATION FOR )	CONFERENCE
LARGE SCALE MINING PERMIT )	AND
(Dewey-Burdock Project) )	MOTION HEARING

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**NOTICE IS HEREBY GIVEN** that a Prehearing Conference and Motion Hearing in the above entitled matter has been scheduled before Hearing Chairman Rex Hagg on Monday September 16, 2013, beginning at 10:00 a.m. MDT, or as soon thereafter as this matter can be heard. The Prehearing Conference and Motion Hearing will be held at the Bear Butte Room, Ramkota Hotel, 2111 N. LaCrosse Street, Rapid City, South Dakota.

The Prehearing Conference is intended only to address prehearing and scheduling issues with regard to Powertech (USA) Inc.'s Application for a large scale mining permit. The Motion Hearing shall address any motions properly filed with the Department and properly served upon the parties on or before September 6, 2013. Any replies to motions shall be considered if received on or before September 13, 2013.

Dated this 14th day of August, 2013



Charles D. McGuigan  
Chief Deputy Attorney General  
Counsel for the Board of Minerals & Environment  
Mickelson Criminal Justice Center  
1302 East Highway 14, Suite 1  
Pierre, South Dakota 57501  
Telephone: (605) 773-3215

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STATE OF SOUTH DAKOTA  
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

BOARD OF MINERALS AND ENVIRONMENT

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IN THE MATTER OF POWERTECH )  
(USA), INC. APPLICATION FOR )  
LARGE SCALE MINING PERMIT )  
PERMIT NO. 480 )  
(Dewey-Burdock Project) )

CERTIFICATE OF SERVICE

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The undersigned hereby certifies that a true and correct copy of the *Notice of Prehearing Conference and Motion Hearing* filed in the above entitled matter was served upon the following by enclosing the same in envelopes with first class postage prepaid and affixed thereto, and depositing said envelopes in the United States mail, at Pierre, South Dakota, on this 14th day of August, 2013:

MICHAEL M HICKEY  
WILD HORSE SANCTUARY  
BANGS, MCCULLEN LAW FIRM  
PO BOX 2670  
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PO BOX 790  
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PO BOX 932  
HOT SPRINGS SD 57747-0932

MAX MAIN  
BENNETT, MAIN & GUBBRUD, P.C.  
618 STATE STREET  
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MIKE CEPAK  
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338 S 5TH ST  
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3213 W MAIN #112  
RAPID CITY SD 57702-2314

ATTN:DORIS ANN MERTZ  
CUSTER COUNTY LIBRARY  
447 CROOKS STREET, SUITE 4  
CUSTER, SD 57730

ATTN: ASHLEY CORTNEY  
EDGEMONT PUBLIC LIBRARY  
P.O. A / 412<sup>ND</sup>  
EDGEMONT, SD 57735

ATTN: CINDY MESSENGER  
HOT SPRINGS PUBLIC LIBRARY  
2005 LIBRARY DR.  
HOT SPRINGS, SD 57747

ATTN: GOVERNMENT DOCUMENTS  
RAPID CITY PUBLIC LIBRARY  
610 QUINCY ST.  
RAPID CITY, SD 57701

ATTN: MICHELLE MAY  
WOKSAPE TIPI  
OGLALA LAKOTA COLLEGE  
P.O. BOX 310  
KYLE, SD 57752

And the original of the same was filed on the same date with Michael Cepak,

Joe Foss Building, 523 E. Capitol Ave, Pierre, SD 57501



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Chief Deputy Attorney General  
Mickelson Criminal Justice Center  
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