

STATE OF SOUTH DAKOTA



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RECEIVED
OCT 26 2011
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& Technical Assistance

CHARLES D. McGUIGAN
CHIEF DEPUTY ATTORNEY GENERAL

October 25, 2011

Max Main
Bennett, Main & Gubbrud, PC
618 State Street
Belle Fourche, SD 57717
COUNSEL, Wharf Resources Inc.

Helen Schold
11073 Badger Trail
Lead, SD 57754
INTERVENOR

Randy Schold
8925 Twin Lakes Crossing
Eden Prairie, MN 55347
INTERVENOR

Gary Heckenlaible
612 St. James Street
Rapid City, SD 57701
INTERVENOR

Richard Fort
11307 Black Forest Road
Lead, SD 57754
INTERVENOR

Jeannine Guern
P.O. Box 305
Deadwood, SD 57732
INTERVENOR

Bonnie Gestring
140 South 4th Ave. West
Missoula, MT 59801
INTERVENOR

RE: *Wharf Resources (USA) Inc. Expansion Project Large Scale Mining Permit Application*

TO ALL INTERESTED PARTIES:

Enclosed please find the Notice of Prehearing Conference that has been filed in the above matter. Please refer to the Notice for the specific location, date and time of

the conference. Mr. Fort's request that the hearing on Wharf's application be held in Lawrence County will be dealt with at this time.

Please don't hesitate to contact me should you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'SRB', with a long horizontal flourish extending to the right.

Steven R. Blair
Assistant Attorney General

SRB/cd

Enclosures

cc/encl: Timothy Johns
Brenda Binegar
Roxanne Giedd

STATE OF SOUTH DAKOTA

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

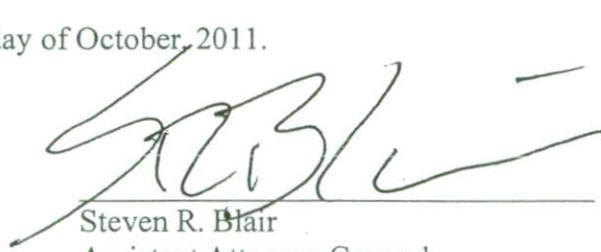
BOARD OF MINERALS AND ENVIRONMENT

IN THE MATTER OF WHARF)	NOTICE
RESOURCES (USA) INC. EXPANSION)	OF
PROJECT LARGE SCALE MINING)	PREHEARING CONFERENCE
PERMIT APPLICATION)	
)	
(permit no. 476))	

To: All Parties and all persons requesting intervention in the above-entitled proceeding:

Please take notice that a pre-hearing conference regarding the above captioned matter will be held on Friday, November 4, 2011, at the Johns & Kosel Law Office, 203 W. Main, Lead, South Dakota 57754. The Conference will start at 10:00 a.m. MST (11:00 a.m. CST). According to ARSD 74:09:01:10, any issue properly discussed at a pretrial conference under the rules of civil procedure may be heard at the prehearing conference.

Dated this 25 day of October, 2011.



Steven R. Blair
Assistant Attorney General
1302 E. Highway 14, Suite 1
Pierre, S.D. 57501
(605)773-3215

STATE OF SOUTH DAKOTA

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

BOARD OF MINERALS AND ENVIRONMENT

IN THE MATTER OF WHARF)
RESOURCES (USA) INC. EXPANSION)
PROJECT LARGE SCALE MINING)
PERMIT APPLICATION)
(permit no. 476))
CERTIFICATE OF SERVICE

The undersigned certifies that true and correct copies of the Notice of Prehearing Conference filed in the above captioned matter were sent by United States mail, first class, postage prepaid on the 25 day of October, 2011, to the following parties and intervenors:

Timothy R. Johns
203 W. Main Street
Lead, SD 57754
HEARING CHAIR

Max Main
Bennett, Main & Gubbrud, PC
618 State Street
Belle Fourche, SD 57717
COUNSEL, Wharf Resources Inc.

Helen Schold
11073 Badger Trail
Lead, SD 57754
INTERVENOR

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Eden Prairie, MN 55347
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Jeannine Guern
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INTERVENOR

Brenda Binegar
South Dakota Dept. of
Environment & Natural Resources
523 E. Capitol Ave.
Pierre, SD 57501


Steven R. Blair
Assistant Attorney General
1302 E. Highway 14, Suite 1
Pierre, S.D. 57501
(605)773-3215

Attorney General

SEP 30 2011

339/NC

September 29, 2011

TO: Deputy Attorney General Roxanne Giedd
Attorney Generals Office, 1302 E. Highway 14, Suite 1
Pierre, SD 57501

FROM: Richard L. Fort
11307 Black Forest Road
Lead, SD 57754 (605) 584-3832

RE: Location for the Wharf Mine Expansion Hearing.

Dear Roxanne:

For myself and other interested parties I should like to ask that the above referenced hearing be held out here. Lawrence County's hearing on this was held at the Deadwood City Hall and I am sure it could be made available for this purpose.

This would be a convenience for Wharf and its supporters as well as for opponents of the project like myself. It also would give the Board an opportunity to tour the mine site. Also the hearing chair is from this area.

Thank you for your attention to this request.

Sincerely,



Richard L. Fort