

GONZALEZ LAW FIRM
522 SEVENTH STREET, SUITE 202
RAPID CITY, SOUTH DAKOTA 57701-2756
TEL: 1-605-716-6355 x102 FAX: 1-605-716-6357
EMAIL: elorina@gnzlawfirm.com

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MINERALS & MINING PROGRAM

February 13, 2009

Roberta Fivecoate
Department of Environment and Natural Resources
PMB 2020
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3182

RE: Nominating and Hearing Schedule, Powertech

Dear Ms. Fivecoate:

I am withdrawing as counsel for the Oglala Sioux Tribe on this nominating petition. The tribe has not yet decided whether it will appoint other counsel, or withdraw its petition. The Tribe will decide by February 17, and if no new counsel is appointed, I will advise your office by that date.

Thank you, and please contact my office with any other questions or concerns.

Sincerely,



Elizabeth Lorina

CC: Roxanne Giedd
Debra White Plume
Charmaine White Face
Max Main