

October 10, 2024

VIA ELECTRONIC MAIL TO: molson@bepc.com and gregory.ochs@dot.gov

Ms. Maggie Olson
Senior Staff Counsel
Dakota Gasification Company
1717 East Interstate Avenue
Bismark, ND 58503-0564

Mr. Gregory Ochs
Director, Central Region
Pipeline and Hazardous Materials Safety Administration
901 Locust Street, Suite 480
Kansas City, MO 64106-2641

**Re: Notice of Hearing, Dakota Gasification Company
CPF No. 3-2024-036-NOPV**

Dear Ms. Olson and Mr. Ochs:

In accordance with 49 C.F.R. § 190.211, an informal hearing will be held regarding the Notice of Probable Violation, Proposed Civil Penalty, and Proposed Compliance Order issued by the Pipeline and Hazardous Materials Safety Administration in the above-referenced case. The hearing will take place on April 2, 2025, beginning at 8:30 a.m. Central Time.

The hearing will be held at the PHMSA Central Region office, 901 Locust Street, Suite 480, Kansas City, Missouri 64106. Upon arrival at the building, attendees will be required to present photo identification to security personnel. A contact phone number for the day of the hearing is (816) 329-3800.

At least 10 calendar days prior to the hearing (or by March 24, 2025), both parties must submit and exchange any additional written materials they intend to present at the hearing and the name and email address of each attendee. This information should be provided electronically. Materials not submitted by this date may be excluded. If you have any questions, please do not hesitate to contact me.

Sincerely,

Larry White
Presiding Official

cc: Mr. Todd Brickhouse, President and CEO, Dakota Gasification Company,
tbrickhouse@bepc.com
Mr. Ryan McClure, OPS Central Region Counsel, PHMSA,
ryan.mcclure@dot.gov
Ms. Mia Petrucci, OPS Central Region Law Clerk, PHMSA,
mia.petrucci@dot.gov