



February 8, 2024

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**Re: In the Matter of the NorthMet Project Permit to Mine Application, OAH 60-
2004-37824**

Dear Counsel,

As noted in the November 28, 2023 letter from the Office of Administrative Hearings (“OAH”) to the Commissioner, the Official Record in the above-captioned matter was transmitted by the OAH on six flash drives:

OAH Official Record
OAH Transcripts
Petitioners’ Exhibits
DNR Milestone Exhibits
PFDNR20211223¹

¹ The PFDNR20211203 and PFDNR20211223 flash drives contain both a (Natives) and a (PDFs) folder. It appears the documents contained in the PFDNR20211203 (Natives) and PFDNR 202112233 (Natives) folders are duplicated in PDF format within the PFDNR20211203 (PDFs) and PFDNR20211223 (PDFs) folders. As such, please cite to the PDF version of the documents contained within those folders. To the extent the parties instead reference any of the documents in the (Natives) folders, please identify the name of the document and the page numbers (or portions) of the document with sufficient specificity to allow the other parties, and the Commissioner’s designee, to locate the cited portions of the document. Furthermore, despite

To ensure that each party has ready access to this Official Record, I've enclosed herewith a copy of the six flash drives containing all the Official Record documents as transmitted to the Commissioner by the OAH. Please note that the Commissioner has not modified any of the digital or physical labeling or electronic content of the drives. They are provided to the parties exactly as the Commissioner received them. However, the Commissioner notes that the flash drives are referred to using slightly different terminology between the November 28, 2023 service letter and the physical labeling on the drives themselves. For clarity and consistency going forward, the Commissioner adopts the six labels identified above.

When referencing any document from the Official Record in your briefs to the Commissioner's designee, please provide the following information in your citation: (a) the name of the flash drive as identified above, (b) if applicable, the folder and subfolder in which the document is located, (c) the name of the document, and (d) the specific PDF page number(s) in question. An example of how to cite to documents for each flash drive is provided below.

A document in the OAH Official Record flash drive would be cited as follows:

OAH Official Record, OAH 60-2004-37824 PolyMet Official Record, at pp. ____.

A document in the OAH Transcripts flash drive would be cited as follows:

OAH Transcripts, Transcript of 01-31-22 Oral Arg. _ Condensed, at pp. ____.

A document in the Petitioners' Exhibits flash drive would be cited as follows:

Petitioners' Exhibits, 1. Appellate Administrative Record Documents, Ex. 1 Waste Characterization Data Package, at pp. ____.

A document in the DNR Milestone Exhibits flash drive would be cited as follows:

DNR Milestone Exhibits, Geotechnical Data Package vol. 1, 0024404, at pp. ____.

A document in the PFDNR20211223 flash drive would be cited as follows:

PFDNR20211223, 0049559, at pp. ____.²

being listed together in the November 28, 2023 service letter from the OAH, these two volumes were provided to the Commissioner on separate flash drives. These volumes are therefore provided to the parties on separate flash drives as described herein.

² Per footnote 1, the parties should cite to the PDF version of the documents whenever possible. The Commissioner will therefore assume that citations to these flash drives are to the PDF versions and there is no need to indicate as such in the string citation. If the citation is to a native version, the citation should indicate as such.

A document in the PFDNR20211203 flash drive would be cited as follows:

PFDNR20211203, 0065281, at pp. ____.

Thank you for your cooperation in this matter.

Sincerely,

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Enclosure
6 flash drives (via U.S. Mail only)