

**SECTION 4**

**PERMITTEE OWNERSHIP AND CONTROL**

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**SECTION 4**

**PERMITTEE OWNERSHIP AND CONTROL**

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**SECTION 4**

**PERMITTEE OWNERSHIP AND CONTROL**

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**SECTION 4**

**PERMITTEE OWNERSHIP AND CONTROL**

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**NUMBER      APPENDIX TITLE**

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4.A              Surface Coal Mine Operations Controlled in Common

**SECTION 4**

**PERMITTEE OWNERSHIP AND CONTROL**

**LIST OF REVISIONS DURING PERMIT TERM**

| <b>REV.</b>   |                             | <b>DATE</b>     |
|---------------|-----------------------------|-----------------|
| <b>NUMBER</b> | <b>REVISION DESCRIPTION</b> | <b>APPROVED</b> |

---

## 4 PERMITTEE OWNERSHIP AND CONTROL

### 4.1 Owners and Controllers

Navajo Transitional Energy Company (referred to in this permit application package as “NTEC”, “applicant”, or “permittee”) is the owner of Navajo Mine.

On December 30, 2013, Navajo Transitional Energy Company (NTEC) acquired ownership of Navajo Mine Coal Company, LLC. (NMCC), successor to Navajo Mine interests previously held by BHP Navajo Coal Company (BNCC), BHP Billiton, BHP Minerals, and Utah International. On October 1, 2021, NTEC acquired ownership of Bisti Fuels Company, LLC. (Bisti Fuels; previous disclosed agent and operator for NTEC at Navajo Mine) from North American Coal Company. Bisti Fuels, now a wholly owned subsidiary of NTEC, will remain as the operator of Navajo Mine. On October 1, 2021, NTEC created and assigned NTEC Natural Resources, LLC to manage Bisti Fuels Company, LLC. Any reference in this permit application package to North American Coal Company, BNCC, BHP Billiton, BHP Minerals, Utah International, and Utah Construction and Mining as those companies relate to Navajo Mine, should be understood to be a reference to NTEC’s interests.

#### 4.1.1 Names and Addresses of Principal Shareholders

The principal shareholder of the permittee is:

The Navajo Nation  
c/o The Navajo Nation Office of the Attorney General  
Kris Beecher, Attorney General  
P.O. Box 1749  
Window Rock, Arizona, 86515  
Telephone: (928) 871-6345  
Federal ID #: 46-4009272

Addresses and telephone numbers for officers and directors are the same as the company for which they hold office. This information for the applicant and other entities with ownership interest is provided in Table 4-1 Applicant Ownership and Control Companies, Table 4-2 NTEC Officers and Directors, Table 4-3 NTEC Natural Resources Officers and Directors, and Table 4-4 Bisti Fuels Company, LLC Officers and Directors. The NTEC corporate organizational structure can be found in Figure 4-1.

#### 4.1.2 Ownership and Control - Coal Controller

Is the coal to be mined at this operation owned or controlled by another person or business? ( ) Yes (X) No

If yes, does that person or business have the right to receive such coal after mining or have the authority to determine the manner in which the surface coal mining operations at this operation are conducted under a lease, sublease, or other contract? ( ) Yes ( ) No

If yes, provide the following information for the coal controller. Not Applicable

NTEC will not utilize a disclosed agent for the No Name Permit (NNP) Area.

*4.1.3 Names and Addresses of Operator*

NTEC will serve as the mine operator for the NNP.

**4.2 Operations Controlled in Common**

Appendix 4.A presents the surface coal mine operations owned or controlled by the applicant, NTEC. Only operations owned or controlled within five years of the date of the permit application package submittal are presented in Appendix 4.A.

**4.3 Other Permits and Licenses**

Other permits maintained at NTEC-Navajo Mine for the entire lease area are provided in Section 8 of the NNP.

**4.4 Facilities or Structures Used in Common**

Navajo Mine does not use any facilities or structures with a separate permitted mining operation.

## **Appendix 4.A**

Surface Coal Mine Operations Controlled in Common



|                                                                                                                                                       |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>SURFACE COAL MINING PERMITS AND PENDING PERMITS</b><br><b>HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026</b> |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|

| Federal or State Permit Identification | Date of Approval | Status |
|----------------------------------------|------------------|--------|
|----------------------------------------|------------------|--------|

**Operator:** *Bisti Fuels Company, LLC, a Nevada limited liability company*

*P.O. Box 3767*

*Farmington, New Mexico 87499*

*Telephone No. (505) 598-4200*

**Employer I.D.:** *47-4822674*

**Permittee:** *Navajo Transitional Energy Company, LLC ("NTEC")*

*P.O. Box 958*

*Shiprock, New Mexico 87420-0958*

*Telephone No. (505) 278-8625*

All mining permits are issued by Office of Surface Mining Reclamation and Enforcement, Western Region Office, Denver, Colorado

**Mine:** *Navajo Mine*

*San Juan County, Fruitland, New Mexico*

**MSHA I.D.:** *29-00097; Issued 4/2/1984*

**Note: The following permits are owned by Navajo Transitional Energy Company, LLC.**

Navajo Mine Permit NM-0003H

9/25/2019

Replaced by Permit No. NM0003-I

Navajo Mine Permit NM-0003I

9/25/2024

Active

Pinabete Mine Permit NM0042A

7/6/2016

Replaced by Permit NM-0042B

Pinabete Mine Permit NM-0042B

7/6/2021

Active

No Name Permit NM-0043A

10/28/2025

Pending

| SURFACE COAL MINING PERMITS AND PENDING PERMITS                                      |                  |        |
|--------------------------------------------------------------------------------------|------------------|--------|
| HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026 |                  |        |
| Federal or State Permit Identification                                               | Date of Approval | Status |

**Operator:** Navajo Transitional Energy Company, LLC ("NTEC")  
P.O. Box 958  
Shiprock, New Mexico 87420-0958  
Telephone No. (505) 278-8625

**Employer I.D.:** 46-4009272

**Permittee:** Navajo Transitional Energy Company, LLC ("NTEC")  
P.O. Box 958  
Shiprock, New Mexico 87420-0958  
Telephone No. (505) 278-8625

All mining permits are issued by Wyoming Department of Environmental Quality, Land Quality Division, Cheyenne, Wyoming

**Mine:** Antelope Mine  
Converse County, Gillette, Wyoming

**MSHA I.D.:** 48-01337; Issued 12/3/1985

**Note:** The following permits are owned by Navajo Transitional Energy Company, LLC.

|                             |            |                                   |
|-----------------------------|------------|-----------------------------------|
| Antelope Mine Permit PT0525 | 3/8/2019   | Transferred to NTEC on 10/25/2021 |
| Antelope Mine Permit PT0525 | 10/25/2021 | Active                            |

**SURFACE COAL MINING PERMITS AND PENDING PERMITS**

**HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026**

| Federal or State Permit Identification | Date of Approval | Status |
|----------------------------------------|------------------|--------|
|----------------------------------------|------------------|--------|

**Operator:** *Navajo Transitional Energy Company, LLC ("NTEC")*  
*P.O. Box 958*  
*Shiprock, New Mexico 87420-0958*  
*Telephone No. (505) 278-8625*

**Employer I.D.:** *46-4009272*

**Permittee:** *Navajo Transitional Energy Company, LLC ("NTEC")*  
*P.O. Box 958*  
*Shiprock, New Mexico 87420-0958*  
*Telephone No. (505) 278-8625*

All mining permits are issued by Wyoming Department of Environmental Quality, Land Quality Division, Cheyenne, Wyoming

**Mine:** *Cordero Rojo Mine*  
*Campbell County, Gillette, Wyoming*

**MSHA I.D.:** *48-00992; Issued 5/20/2016*

**Note: The following permits are owned by Navajo Transitional Energy Company, LLC.**

|                                 |           |                                   |
|---------------------------------|-----------|-----------------------------------|
| Cordero Rojo Mine Permit PT0237 | 1/30/2017 | Transferred to NTEC on 10/25/2021 |
| Cordero Rojo Mine Permit PT0237 | 1/26/2022 | Active                            |

|                                                                                                                                                       |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>SURFACE COAL MINING PERMITS AND PENDING PERMITS</b><br><b>HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026</b> |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                        |                  |        |
|----------------------------------------|------------------|--------|
| Federal or State Permit Identification | Date of Approval | Status |
|----------------------------------------|------------------|--------|

**Operator:** *Navajo Transitional Energy Company, LLC ("NTEC")*

*P.O. Box 958*

*Shiprock, New Mexico 87420-0958*

*Telephone No. (505) 278-8625*

**Employer I.D.:** *46-4009272*

**Permittee:** *Navajo Transitional Energy Company, LLC ("NTEC")*

*P.O. Box 958*

*Shiprock, New Mexico 87420-0958*

*Telephone No. (505) 278-8625*

All mining permits are issued by Montana Department of Environmental Quality, Air, Energy and Mining Division, Helena, Montana

**Mine:** *Spring Creek Mine*

*Big Horn County, Decker, Montana*

**MSHA I.D.:** *24-01457; Issued 12/12/1980*

**Note: The following permits are owned by Navajo Transitional Energy Company, LLC.**

Spring Creek Mine Permit C1979012

3/27/2020

Transferred to NTEC on 6/3/2021

Spring Creek Mine Permit C1979012

6/3/2021

Active

**SURFACE COAL MINING PERMITS AND PENDING PERMITS****HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026****Federal or State Permit Identification****Date of Approval****Status****Operator:** *Navajo Transitional Energy Company, LLC ("NTEC")**P.O. Box 958**Shiprock, New Mexico 87420-0958**Telephone No. (505) 278-8625***Employer I.D.:** *46-4009272***Permittee:** *Navajo Transitional Energy Company, LLC ("NTEC")**P.O. Box 958**Shiprock, New Mexico 87420-0958**Telephone No. (505) 278-8625***All mining permits are issued by Wyoming Department of Environmental Quality, Land Quality Division, Cheyenne, Wyoming****Mine:** *Youngs Creek Mine**Sheridan County, Gillette, Wyoming***MSHA I.D.:** *48-01820; Issued 10/25/2018***Note: The following permits are owned by Navajo Transitional Energy Company, LLC.**

Youngs Creek Mine Permit 407

12/28/2020

Active, Transferred to NTEC

Youngs Creek Mine Permit 407

11/17/2021

Active

| SURFACE COAL MINING PERMITS AND PENDING PERMITS<br>HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026 |                  |        |               |
|-----------------------------------------------------------------------------------------------------------------------------------------|------------------|--------|---------------|
| Federal or State Permit Identification                                                                                                  | Date of Approval | Status | Special Notes |

**Operator:** Navajo Transitional Energy Company, LLC ("NTEC")  
P.O. Box 958  
Shiprock, New Mexico 87420-0958  
Telephone No. (505) 278-8625

**Employer I.D.:** 46-4009272

**Permittee:** Navajo Transitional Energy Company, LLC ("NTEC")  
P.O. Box 958  
Shiprock, New Mexico 87420-0958  
Telephone No. (505) 278-8625

All mining permits are issued by Office of Surface Mining Reclamation and Enforcement, Appalachian Region, Knoxville Field Office

**Mine:** Sequatchie Valley Coal  
Sequatchie County, Tennessee

**MSHA I.D.:** 40-00759; Inactive

**Note:** The following permits are owned by Navajo Transitional Energy Company, LLC.

|                                                                 |                                                                                                                                                                                                                 |
|-----------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Sequatchie Valley Coal Permit 3334,<br>formerly Permit 2408     | The original permit became effective on December 27, 1985. The permit expired on December 26, 1995. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation. |
| Sequatchie Valley Coal Permit 3335,<br>formerly Permit 2409     | The original permit became effective on January 18, 1985. The permit expired on January 17, 1995. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.   |
| Sequatchie Valley Coal Permit 3338,<br>formerly Permit 83-C-031 | The original permit became effective on June 9, 1983. The permit expired on June 8, 1993. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.           |
| Sequatchie Valley Coal Permit 3337,<br>Formerly 81-143          | The original permit became effective on July 1, 1981. The permit expired on July 14, 1986. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.          |
| Sequatchie Valley Coal Permit 3336,<br>formerly Permit 79-183   | The original permit became effective on August 23, 1979. The permit expired on August 28, 1980. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.     |

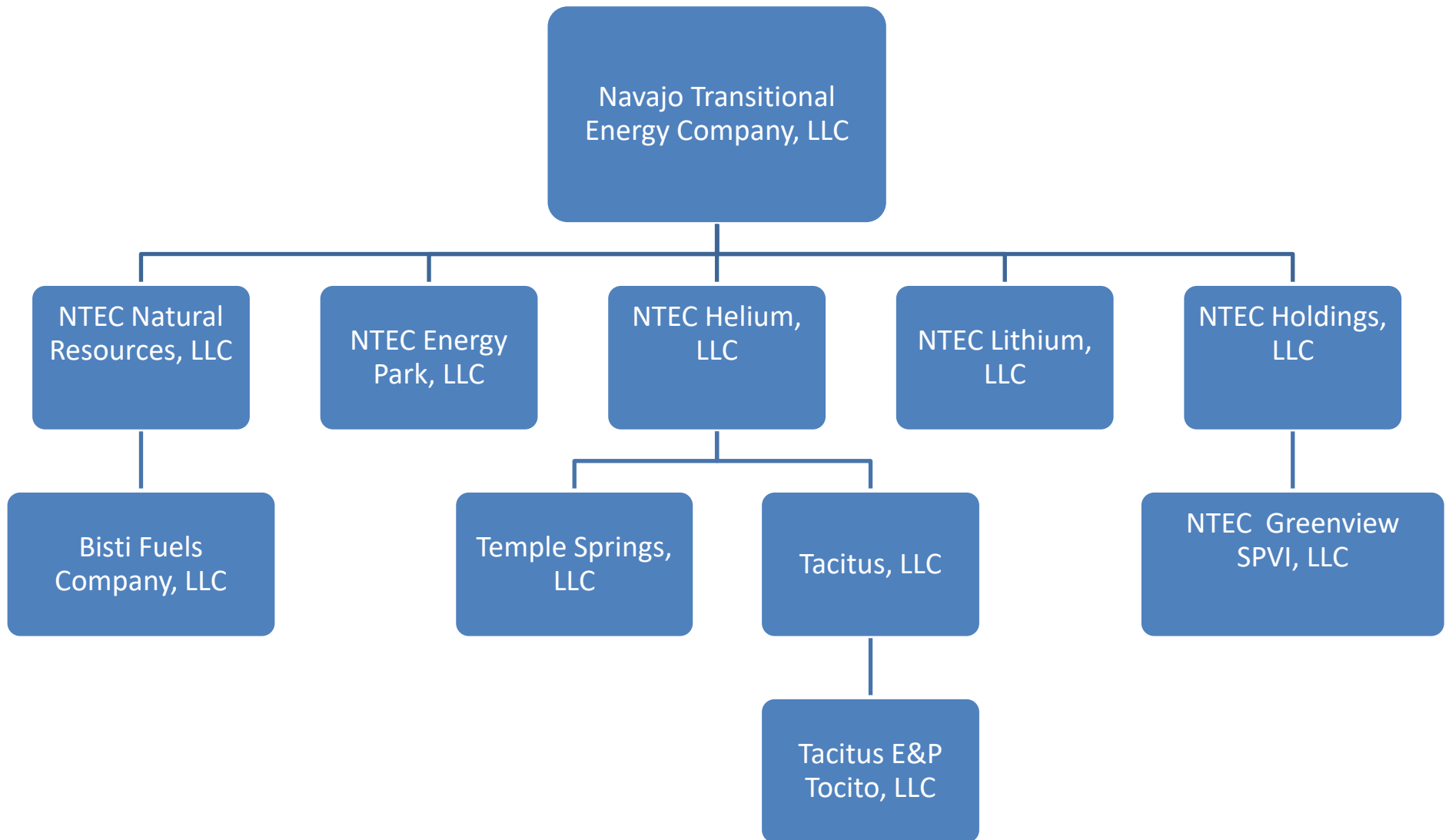


Table 4-1 Applicant Ownership and Control Companies

| Business                                        | Address & Telephone No.                                                                  | Federal ID No. |
|-------------------------------------------------|------------------------------------------------------------------------------------------|----------------|
| Navajo Transitional Energy Company, LLC. (NTEC) | P.O. Box 958<br>Shiprock, NM, 87420-0958<br>Telephone No. (505) 278-8625                 | 46-4009272     |
| NTEC Natural Resources, LLC                     | 4801 N Butler Ave<br>Suite 12000<br>Farmington, NM 87401<br>Telephone No. (505) 278-8625 |                |
| Bisti Fuels Company, LLC                        | P.O. Box 3767<br>Farmington, NM 87499-3767<br>Telephone No. (505) 598-4200               | 47-4822674     |



Table 4-2 Navajo Transitional Energy Company, LLC Officers

***Active Officers\****

| Name             | Title                    | Date Elected |
|------------------|--------------------------|--------------|
| Lund, LaVern K.  | Chief Executive Officer  | 2/1/2022     |
| Walther, Bryan   | Chief Operating Officer  | 1/1/2026     |
| Masters, Bernard | General Counsel          | 10/1/2021    |
| Masters, Bernard | General Counsel          | 10/1/2021    |
| Hofer, Michael   | Chief Financial Officer  | 12/12/2022   |
| Matthew Babcock  | Chief Commercial Officer | 6/8/2024     |
| Matthew Brown    | Manager                  | 10/26/2024   |

***Resigned Officers***

| Name                 | Title                                     | Date Elected | Date Resigned |
|----------------------|-------------------------------------------|--------------|---------------|
| Moseley, Clark A.    | Chief Executive Officer                   | 10/1/2021    | 1/31/2022     |
| Fagely, Tim          | Vice President, Process Improvement       | 10/1/2021    | 3/4/2022      |
| Lund, LaVern K.      | Vice President, Commercial and Operations | 10/1/2021    | 3/1/2022      |
| Gisin, Michael J.    | Chief Financial Officer                   | 10/1/2021    | 4/6/2022      |
| Tipton III, Harry B. | Chief Growth Officer                      | 10/1/2021    | 12/31/2024    |
| Ziegler, Rick        | Chief Operating Officer                   | 3/1/2022     | 12/31/2025    |
| Walther, Bryan       | Sr. VP Mining Operations                  | 6/16/2025    | 12/31//2025   |

\*Current as of January 15, 2026

Table 4-3 NTEC Natural Resources, LLC Company Officers

***Active Officers\****

| <b>Name</b>      | <b>Title</b>             | <b>Date<br/>Elected</b> |
|------------------|--------------------------|-------------------------|
| Lund, LaVern K.  | Chief Executive Officer  | 2/1/2022                |
| Masters, Bernard | General Counsel          | 10/1/2021               |
| Hofer, Michael   | Chief Financial Officer  | 12/12/2022              |
| Walther, Bryan   | Chief Operating Officer  | 1/1/2026                |
| Babcock, Matthew | Chief Commercial Officer | 6/8/2024                |

***Resigned Officers***

| <b>Name</b>          | <b>Title</b>                              | <b>Date<br/>Elected</b> | <b>Date<br/>Resigned</b> |
|----------------------|-------------------------------------------|-------------------------|--------------------------|
| Moseley, Clark A.    | Chief Executive Officer                   | 10/1/2021               | 1/31/2022                |
| Fagely, Tim          | Vice President, Process Improvement       | 10/1/2021               | 3/4/2022                 |
| Lund, LaVern K.      | Vice President, Commercial and Operations | 10/1/2021               | 3/1/2022                 |
| Gisin, Michael J.    | Chief Financial Officer                   | 10/1/2021               | 4/6/2022                 |
| Tipton III, Harry B. | Chief Growth Officer                      | 10/1/2021               | 12/31/2024               |
| Ziegler, Rick J.     | Chief Operating Officer                   | 3/1/2022                | 12/31/2025               |

\*Current as of February 26, 2026

Table 4-4 Bisti Fuels Company, LLC Company Officers

| Active Officers          |                                           |              |               |
|--------------------------|-------------------------------------------|--------------|---------------|
| Name                     | Title                                     | Date Elected |               |
| Lund, LaVern K.          | Chief Executive Officer                   | 2/1/2022     |               |
| Walther, Bryan           | Chief Operating Officer                   | 1/1/2026     |               |
| Masters, Bernard         | General Counsel                           | 10/1/2021    |               |
| Hofer, Michael           | Chief Financial Officer                   | 12/12/2022   |               |
| Babcock, Matthew         | Chief Commercial Officer                  | 6/8/2024     |               |
| Brown, Matthew           | Manager                                   | 10/26/2024   |               |
| Resigned Officers        |                                           |              |               |
| Name                     | Title                                     | Date Elected | Date Resigned |
| Moseley, Clark A.        | Chief Executive Officer                   | 10/1/2021    | 1/31/2022     |
| Fagely, Tim              | Vice President, Process Improvement       | 10/1/2021    | 3/4/2022      |
| Gisin, Michael           | Chief Financial Officer                   | 10/1/2021    | 4/6/2022      |
| Zeigler, Rick J.         | President & Manager                       | 1/1/2016     | 9/30/2021     |
| LaVern K. Lund           | Vice President, Commercial and Operations | 2/1/2021     | 3/1/2022      |
| Dewing, Carrol L.        | Senior Vice President                     | 3/2/2016     | 9/30/2021     |
|                          | Manager                                   | 8/14/2015    | 9/30/2021     |
| Sullivan, J. Patrick Jr. | Senior Vice President                     | 3/2/2016     | 9/30/2021     |
|                          | Manager                                   | 8/14/2015    | 9/30/2021     |
| Neumann, John D.         | Secretary                                 | 8/14/2015    | 9/30/2021     |
|                          | Manager                                   | 8/14/2015    | 9/30/2021     |
| Dale, Eric A             | Treasurer                                 | 1/4/2017     | 9/30/2021     |
| Hart, Andrew B           | Controller                                | 9/20/2019    | 9/30/2021     |
|                          | Assistant Controller                      | 2/8/2019     | 9/19/2019     |
| Dilluvio, Matthew J.     | Assistant Secretary                       | 6/20/2019    | 9/30/2021     |
| Fry, Sarah E.            | Assistant Secretary                       | 5/1/2017     | 9/30/2021     |
| Haberer, Miles B.        | Assistant Secretary                       | 8/14/2015    | 9/30/2021     |
|                          | Manager                                   | 8/14/2015    | 9/30/2021     |
| Butler, J.C. Jr.         | Assistant Secretary                       | 4/11/2016    | 4/15/2018     |
|                          | Senior Vice President                     | 4/1/2019     | 1/31/2021     |
| Lund, LaVern K.          | Manager                                   | 4/1/2019     | 1/31/2021     |
|                          | Vice President - Human Resources          | 3/2/2016     | 2/3/2020      |
| Goeckner, Jody           | Assistant Vice President - Engineering    | 3/2/2016     | 10/16/2019    |
| Pokorny, John R.         | Controller                                | 8/14/2015    | 9/20/2019     |
| Hawkins, Andy            | Vice President - Business and Procurement | 3/2/2016     | 6/17/2019     |
| Adkins, Jesse L.         | Assistant Secretary                       | 8/14/2015    | 5/24/2019     |
| Tipton, Harry B. III     | Senior Vice President                     | 3/2/2016     | 3/31/2019     |
|                          | Manager                                   | 8/14/2015    | 3/31/2019     |
| Tipton III, Harry B.     | Chief Growth Officer                      | 10/1/2021    | 12/31/2024    |
| Zeigler, Rick J.         | Chief Operating Officer                   | 3/1/2022     | 12/31/2025    |
| Walther, Bryan           | Sr. VP Mining Operations                  | 6/16/2025    | 12/31/2025    |

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\*Current as of January 15, 2026