

May 23, 2008

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on May 23, 2008, 2:00 p.m. Present were Commissioners Wefald, Cramer and Clark.

Case No. PU-06-481  
Otter Tail Corporation  
Advance Determination of Prudence  
Application

Case No. PU-06-482  
Montana-Dakota Utilities Co.,  
a Division of MDU  
Advance Determination of Prudence  
Application n

Mrs. Wefald: I move the Commission grant Intervenor's request to take administrative notice of the Administrative Law Judge's May 9, 2008 Report entitled Supplemental Findings of Fact, Conclusions of Law and Recommendation in Minnesota PUC Docket Nos. ET-6131, ET-2, ET-6130, ET-10, ET-6444, E-017, ET-9/CN-05-619, and further, that the Commission deny Intervenor's request to suspend the procedural schedule and deny Intervenor's request for oral argument on the motions in Otter Tail Corporation's and Montana-Dakota Utilities Co.'s Advanced Determination of Prudence, Case Nos. PU-06-481 and PU-06-482.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-421  
TransCanada Keystone Pipeline, LP  
30-Inch Crude Oil Pipeline/Cavalier  
to Sargent Cty  
Siting Application

Mr. Cramer: I move the Commission adopt the First Supplemental Order in TransCanada Keystone Pipeline, LP's application to construct and operate a 218-mile, 30-inch crude oil pipeline with associated facilities and pipeline interconnections in Cavalier to Sargent Counties, North Dakota, granting TransCanada's requests for various route refinements, Case No. PU-06-421.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-421  
TransCanada Keystone Pipeline, LP  
30-Inch Crude Oil Pipeline/Cavalier  
to Sargent Cty  
Siting Application

Mr. Cramer: I move the Commission acknowledge its request to the Attorney General's office to provide legal assistance in Case No. PU-06-421, TransCanada Keystone Pipeline, LP, 30-Inch Crude Oil Pipeline, Cavalier to Sargent Counties, Siting Application, and that Maggie Olson, Assistant Attorney General, has been assigned to represent the Commission in the appeal of this proceeding.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

May 23, 2008

Page 2

Revised Resignation of  
GIS Specialist II Position

Mr. Cramer: I move the Commission accept, with regrets, the resignation of Kraig Nelson with a revised effective date of May 30, 2008, as requested in his May 23<sup>rd</sup> letter.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 2:40 P.M.

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Executive Director

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SUSAN E. WEFALD, PRESIDENT