



REQUEST FOR ADMINISTRATIVE LAW JUDGE--APPEAL, APPLICATION, OR PETITION
NORTH DAKOTA OFFICE OF ADMINISTRATIVE HEARINGS
 SFN 17819 (Rev. 03-2001)

Name of Agency, Board, or Commission
 Public Service Commission

The above named agency, board, or commission requests designation of an administrative law judge from the Office of Administrative Hearings for the Case No. PU-05-47, PPM Energy, Inc. Rugby Wind Farm-Pierce County, Siting Application. Hearing is set for September 26, 2005 at 10 a.m., Pierce County Courthouse, 240 2nd Street SE, Rugby, ND.

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in Title 49 _____ (North Dakota Century Code and/or North Dakota Administrative Code).

Please attach related documents and correspondence.

The administrative action is more fully described as follows:

It requests designation of an administrative law judge (please check one):

- To conduct the hearing and issue recommended findings of fact, conclusions of law, and order.
- To serve as a procedural administrative law judge only (no recommended decision). The agency head will be present at the hearing as required by NDCC 54-57-04(6).
- To conduct the hearing, issue findings of fact, conclusions of law, and a final order.

PLEASE MAKE A REQUEST FOR AN ADMINISTRATIVE LAW JUDGE AT LEAST ONE MONTH BEFORE THE HEARING.

Please list parties, including the agency if it is a Party, and Representation [attorney (or other)] if known, or Agency Contact: (Attach separate list if necessary.)

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| AGENCY Public Service Commission | Address 600 E. Blvd. Ave., Dept. 408, Bismarck, ND | Telephone Number 328-2400 |
| Representation William W. Binek, Chief Counsel | Address Same as Above | Telephone Number 328-4088 |
| PARTY PPM Energy, Inc. | Address 1125 NW Couch, Ste. 700, Portland, OR 97209 | Telephone Number 503-796-6901 |
| Representation Lawrence Bender, Counsel for PPM Energy, Inc. | Address Pearce & Durick, P. O. Box 400, Bismarck, ND 58502 | Telephone Number 701-223-2890 |
| PARTY JT and Roberta McIntire, Intervenor | Address 3520 77th Street NE, Rolette, ND 58366 | Telephone Number |
| Representation | Address | Telephone Number |

Additional Comments
 Hearing will be tape recorded.

(For agencies required to use OAH, notice of hearing will be issued by the administrative law judge, unless a procedural administrative law judge is requested. Other requesting agencies and agencies requesting a procedural administrative law judge should first contact OAH about scheduling a hearing. If notice has already been issued, attach a copy of the notice.)

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| Typed or Printed Name and Title of Requesting Person William W. Binek, Hearing Administrator | Date September 7, 2005 |
| Signature of Requesting Person <i>William W. Binek</i> | Telephone Number 328-4088 |