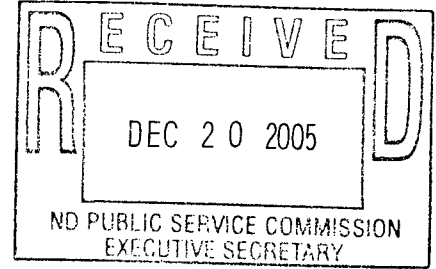




116 North 2nd Street  
Bismarck, ND 58501

December 19, 2005



Please respond to Bismarck office:

P.O. Box 460  
Bismarck, ND 58502-0460  
Phone (701) 258-0630  
Fax (701) 258-6498

Debra Simenson  
Clerk of District Court  
Burleigh County Courthouse  
P.O. Box 1055  
Bismarck, ND 58502-1055

Offices also in Moorhead:

(218) 233-8105  
Fax (218) 233-8620

Re: Capital Electric v. City of Bismarck, et al.  
Burleigh Co. Civil No. 05-C-2303

Dear Ms. Simenson:

Enclosed for filing and the Court's consideration in the above-referenced matter, please find the following original documents:

1. *Notice of Motion;*
2. *Defendant City of Bismarck's Motion to Dismiss or in the Alternative for a More Definite Statement; and*
3. *Defendant City of Bismarck's Brief in Support of Motion to Dismiss or, in the Alternative, for a More Definite Statement.*

Thank you for your attention to this matter.

Very truly yours,

Randall J. Bakke

SHELDON A. SMITH\* (OF COUNSEL)

RANDALL J. BAKKE\*\*\*

PAUL R. OPPEGARD\*\*\*

SCOTT K. PORSBORG\*\*\*

TROY A. WOLF\*

COREY J. QUINTON\*\*

SUZANNE M. SCHWEIGERT\*

BARBARA ANDERSON LEWIS\*\*

SHAWN A. GRINOLDS\*\*

MITCHELL D. ARMSTRONG\*

RJB:jm  
Enclosures

cc: Carol K. Larson (w/encl.)  
Daniel S. Kuntz (w/encl.)  
William W. Binek (w/encl.)  
Charles C. Whitman (w/encl.)

Clerk.2

\* LICENSED IN NORTH DAKOTA

\*\* LICENSED IN MINNESOTA

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