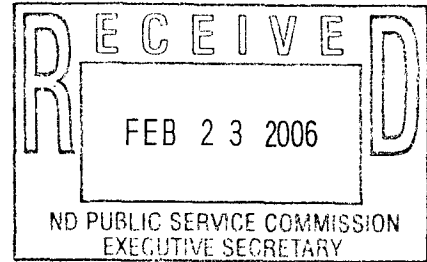


STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

IN DISTRICT COURT
SOUTH CENTRAL JUDICIAL DISTRICT

Capital Electric Cooperative, Inc.)
)
Plaintiff,)
)
vs.)
)
The City of Bismarck, North Dakota)
)
and)
)
Montana-Dakota Utilities, Inc., a)
Division of MDU Resources Group,)
Inc.)
)
and)
)
The Public Service Commission of)
North Dakota)
)
Defendants.)



NOTICE OF MOTION

Docket Number 05-C-2303

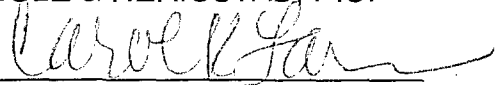
TO: The City of Bismarck, by and through their attorney, Randall J. Bakke; Montana-Dakota Utilities, Inc., by and through their attorney, Jerome C. Kettleson; and the Public Service Commission, by and through their attorney, William W. Binek.

YOU WILL PLEASE TAKE NOTICE that the attached Motion for Reconsideration and Brief is being made to the Court pursuant to the provisions of Rule 3.2 of the North Dakota Rules of Court. You are further advised that you have 10 days after service of this Motion and Brief in which to file an answer brief and other supporting papers. Upon the filing of briefs, or upon expiration of the time for filing, the Motion is deemed submitted to the Court unless counsel requests oral argument on the Motion. Plaintiff requests oral argument at a date and time to be set by the Court.

Dated this 22 day of February, 2006.

PRINGLE & HERIGSTAD, P.C.

By:


Carol K. Larson - #04406

Attorneys for Capital Electric Cooperative, Inc.

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