



February 28, 2006

116 North 2nd Street
Bismarck, ND 58501

VIA HAND DELIVERY

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

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

Dear Ms. Simenson:

Enclosed please find *Brief of Appellee, City of Bismarck* in the above-referenced matter.

Thank you for your assistance regarding this matter.

Very truly yours,

Randall J. Bakke

RJB:jm
Enclosures

pc: Carol K. Larson (w/encl. – via fax & mail)
Daniel S. Kuntz (w/encl. – via fax & mail)
William W. Binek (w/encl. – via fax & mail)
Jerome C. Kettleon (w/encl. – via fax & mail)
Charles C. Whitman (w/encl. via fax & mail)

Clerk.S

P.S. A courtesy copy is also enclosed for Judge Haskell.

Sheldon A. Smith*
Randall J. Bakke***
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ND State Bar ID No. 03898

Attorneys for Appellee,
City of Bismarck

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **BRIEF OF APPELLEE, CITY OF BISMARCK** was on the 28th day of February, 2006, faxed and mailed to the following:

ATTORNEYS FOR APPELLANT:

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By 
RANDALL J. BAKKE

Appellee Brief