

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Capital Electric Cooperative, Inc.,

CIVIL NO. 05-C-2303

Plaintiff,

vs.

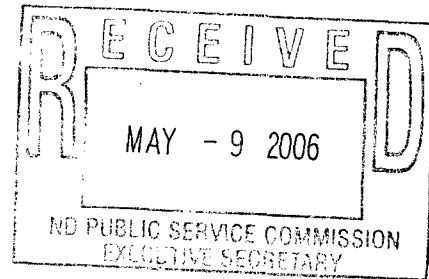
AFFIDAVIT OF SERVICE

The City of Bismarck, North Dakota,  
and

Montana-Dakota Utilities Co., a  
Division of MDU Resources Group, Inc.,  
and

The Public Service Commission of  
North Dakota,

Defendants.



STATE OF NORTH DAKOTA

COUNTY OF BURLEIGH

) ss.

Evelyn Froebe, being first duly sworn on oath, does depose and say: That she is over the age of eighteen years, and not a party to the above-entitled matter;

That on the 8 day of May, 2006, this affiant served a true and correct copy of the following documents in the above-captioned action:

- (1) NOTICE OF MOTION;
- (2) MOTION TO DISMISS AMENDED COMPLAINT AND NOTICE OF APPEAL;  
and
- (3) BRIEF IN SUPPORT OF MOTION TO DISMISS AMENDED COMPLAINT  
AND NOTICE OF APPEAL.

That the copies of the above documents were enclosed and secured in an envelope with postage duly prepaid and addressed as follows:

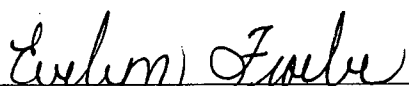
Carol Larson  
Pringle & Herigstad, P.C.  
2525 Elk Drive  
P.O. Box 1000  
Minot, ND 58702-1000  
*Attorney for Capital Electric Cooperative, Inc.*

Randall J. Bakke  
Attorney at Law  
116 North 2nd Street  
P.O. Box 460  
Bismarck, ND 58502-0460  
*Attorney for The City of Bismarck, North Dakota*

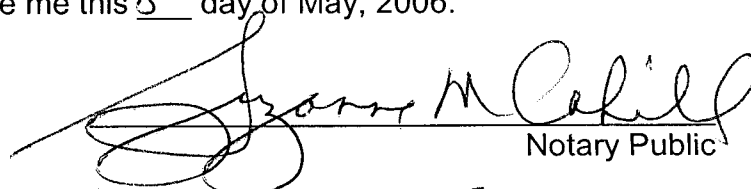
William W. Binek  
Public Service Commission  
State Capitol  
Bismarck, ND 58505-0480  
*Attorney for The Public Service Commission of North Dakota*

To the best of affiant's knowledge, information and belief, such address as given above was the actual post office address of the parties intended to be so served.

That the above documents were duly served in accordance with the provisions of the North Dakota Rules of Civil Procedure.

  
\_\_\_\_\_  
Evelyn Froebe

Subscribed and sworn to before me this 8<sup>th</sup> day of May, 2006.

  
\_\_\_\_\_  
Notary Public

