

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

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

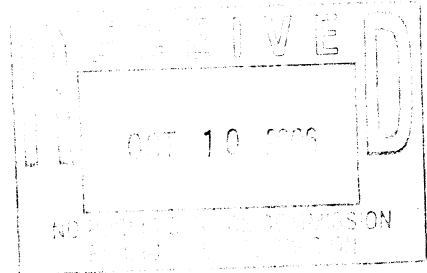
CIVIL NO. 06-C-1177

Appellant,

vs.

North Dakota Public Service Commission  
and Capital Electric Cooperative, Inc.

Appellees.



NOTICE OF MOTION FOR STAY UPON APPEAL  
OF JUDGMENT AFFIRMING ADMINISTRATIVE DECISION

PLEASE TAKE NOTICE that the undersigned will bring the attached motion on for hearing before the Honorable Donald Jorgensen, in the Burleigh County Courthouse in the City of Bismarck, North Dakota, at 3:30 p.m., on October 17, 2006, or as soon thereafter as counsel can be heard.

You are required to serve before the date of the hearing all returns and supporting instruments to be used at the hearing.

Dated at Bismarck, North Dakota this 9 day of October, 2006.

Respectfully submitted,

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