

# Supreme Court of North Dakota

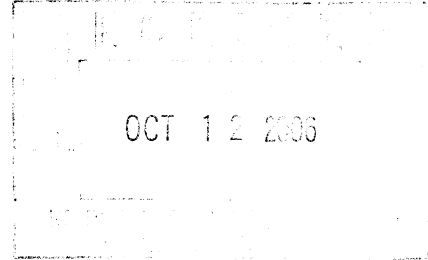
CLERK OF THE SUPREME COURT  
PENNY MILLER

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COLETTE M. BRUGGMAN

October 11, 2006

Mr. Jerome C. Kettleson  
Mr. Patrick W. Durick  
Attorneys at Law  
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P.O. Box 400  
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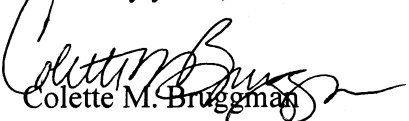
RE: Montana-Dakota Utilities v. ND Public Service Commission, et al.  
Supreme Court No. 20060270  
Burleigh Co. No. 06-C-1177

I received the \$125 filing fee and a copy of the Notice of Appeal in this matter which was filed in the trial court on October 9, 2006. I am enclosing a receipt for the filing fee.

According to the Rules of Appellate Procedure, not less than 25 days nor more than 30 days after filing the Notice of Appeal, the clerk of the trial court shall transmit the record on appeal to my office. According to my calculation, the 30-day period expires November 8, 2006.

The file does not indicate whether the Appellant filed an Order for Transcript in accordance with the rules. If the Appellant did not file an Order for Transcript with the Notice of Appeal, the Appellant's brief is due in this office 40 days after the Notice of Appeal was filed in the trial court. According to my calculation, the 40th day expires November 18, 2006.

Sincerely yours,

  
Colette M. Bruggman  
Chief Deputy Clerk  
North Dakota Supreme Court

CMB:hw  
Enclosure

pc: Mr. William Binek  
Ms. Carol Larson  
Ms. Debra Simenson, Clerk of District Court