

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

Montana-Dakota Utilities Co., a)	Supreme Court No. 20060270
Division of MDU Resources Group, Inc.,)	Burleigh Co. No. 06-C-1177
)	
Appellant,)	
)	
vs.)	MOTION FOR STAY UPON
)	APPEAL OF JUDGMENT
North Dakota Public Service Commission)	AFFIRMING ADMINISTRATIVE
and Capital Electric Cooperative, Inc.,)	DECISION
)	
Appellees.)	

COMES NOW Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. and by and through its counsel and for its motion for stay upon appeal of judgment affirming administrative decision petitions the Court:

1. For a stay of the enforcement of the Judgment dated October 20, 2006 pending the Appeal of the judgment which affirmed the Order of the Public Service Commission dated June 22, 2006 in Case No. PU-05-551.
2. To establish the amount and form of supersedeas bond to be filed by the appellant MDU.
3. To promptly consider this request for grant of stay in this proceeding as the District Court has denied the request of the appellant for a stay in an Order dated October 20, 2006, and provided in that Order for a temporary stay of 20 days beyond the date of the Order or November 9, 2006 to facilitate filing a motion for stay pending appeal to the Supreme Court.

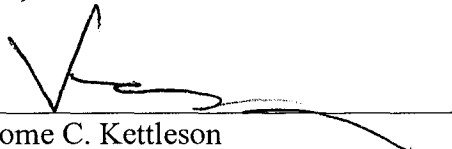
Dated at Bismarck, North Dakota, this 30 day of October, 2006.

Respectfully submitted,

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

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