

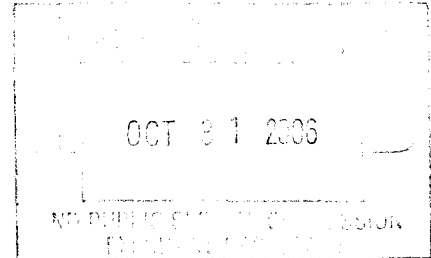


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October 30, 2006



Ms. Penney Miller, Clerk
 North Dakota Supreme Court
 600 East Boulevard Avenue, Dept. 180
 Bismarck, ND 58505-0530

RE: Supreme Court No. 20060270
Montana Dakota Utilities Co., a division of MDU Resources Group, Inc.
v. North Dakota Public Service Commission and Capital Electric
Cooperative, Inc.

Dear Ms. Miller:

Enclosed for filing in the captioned matter is the original and seven copies of the following:

- (1) MOTION FOR STAY UPON APPEAL OF JUDGMENT AFFIRMING ADMINISTRATIVE DECISION;
- (2) NOTICE OF MOTION FOR STAY UPON APPEAL OF JUDGMENT AFFIRMING ADMINISTRATIVE DECISION;
- (3) BRIEF IN SUPPORT OF MOTION FOR STAY UPON APPEAL OF JUDGMENT AFFIRMING ADMINISTRATIVE DECISION; and
- (4) Proposed SUPERSEDEAS BOND ON APPEAL TO THE SUPREME COURT.

Also enclosed is our Affidavit of Service.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

PEARCE & DURICK

JEROME C. KETTLESON

JCK/jf

Enclosures.

cc: Mr. William Binek
 Ms. Carol Larson
 Wayne K. Stenhjem, Attorney General of North Dakota