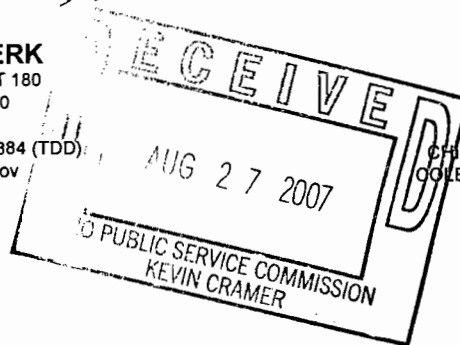


# Supreme Court of North Dakota

OFFICE OF THE CLERK  
600 E BOULEVARD AVE DEPT 180  
BISMARCK ND 58505-0530  
(701) 328-2221 (Voice)  
(701) 328-4480 (FAX) (701) 328-2884 (TDD)  
supclerkofcourt@ndcourts.gov

CLERK OF THE SUPREME COURT  
PENNY MILLER



CHIEF DEPUTY CLERK  
COLETTE M. BRUGGMAN

August 27, 2007

Mr. Patrick W. Durick  
Mr. Jerome C. Kettleson  
Attorneys at Law  
Pearce & Durick  
P.O. Box 400  
Bismarck, ND 58502-0400

Mr. Daniel S. Kuntz  
Assistant General Counsel  
MDU Resources Group, Inc.  
P.O. Box 5650  
Bismarck, ND 58502-5650

RE: Capital Electric Coop., Inc. v. City of Bismarck, et al.  
Supreme Court No. 20060199  
Burleigh Co. No. 05-C-02303

Montana-Dakota Utilities v. Public Service Commission, et al.  
Supreme Court No. 20060270  
Burleigh Co. No. 06-C-1177

The Supreme Court entered an order today denying the petition for rehearing in this matter. Pursuant to Rule 41(a), N.D.R.App.P., the mandate of the Supreme Court will be forwarded to the clerk of the trial court after the expiration of seven days.

Sincerely yours,

A handwritten signature in black ink, appearing to be "Penny Miller", written over a printed name.

Penny Miller  
Clerk  
North Dakota Supreme Court

PM:tc

pc: Ms. Carol K. Larson  
Mr. Randall J. Bakke & Mitchell D. Armstrong  
Mr. William W. Binck, Special Assistant Attorney General  
The Honorable Bruce B. Haskell  
The Honorable Donald L. Jorgensen

# Supreme Court of North Dakota

CLERK OF THE SUPREME COURT  
PENNY MILLER

OFFICE OF THE CLERK  
600 E BOULEVARD AVE DEPT 180  
BISMARCK ND 58505-0530  
(701) 328-2221 (Voice)  
(701) 328-4480 (FAX) (701) 328-2884 (TDD)  
supclerkofcourt@ndcourts.gov



CHIEF DEPUTY CLERK  
GOLETTE M. BRUGGMAN

August 27, 2007

Mr. Randall J. Bakke  
Mr. Mitchell D. Armstrong  
Attorneys at Law  
Smith Bakke Porsborg & Schweigert  
P.O. Box 460  
Bismarck, ND 58502-0460

RE: Capital Electric Coop., Inc. v. City of Bismarck, et al.  
Supreme Court Nos. 20060199 & 20060270  
Burleigh Co. Nos. 05-C-02303 & 06-C-01177

The Supreme Court entered an order today denying the petition for rehearing in this matter. Pursuant to Rule 41(a), N.D.R.App.P., the mandate of the Supreme Court will be forwarded to the clerk of the trial court after the expiration of seven days.

Sincerely yours,

A handwritten signature in black ink, appearing to be "Penny Miller".

Penny Miller  
Clerk  
North Dakota Supreme Court

PM:tc

pc: Ms. Carol K. Larson  
Mr. Jerome C. Kettleson & Mr. Patrick W. Durick  
Mr. Daniel S. Kuntz, Assistant General Counsel, MDU Resources Group, Inc.  
Mr. William W. Binek, Special Assistant Attorney General  
The Honorable Bruce B. Haskell  
The Honorable Donald L. Jorgensen