

HAMMARBACK, DUSEK & ASSOCIATES, P.L.C.

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November 20, 2007

VIA U.S. MAIL AND E-MAIL (ijs@nd.gov)

Illona Jeffcoat-Sacco
Executive Secretary
North Dakota Public Service Commission
State Capitol
Bismarck, ND 58505-0480

RE: In the Matter of the Siting Application and Application for Certificate of Public Convenience and Necessity of TransCanada Keystone Pipeline, LP (PSC Case Nos. PU-06-421 and PU-07-152; OAH File No. 20070181)

Dear Ms. Jeffcoat-Sacco:

Enclosed for filing please find the original plus seven (7) of the following documents:

1. Motion for Admission to Practice *Pro Hac Vice*;
2. Affidavit of Jana M. Linderman in Support of Motion;
3. (Proposed) Order Granting Motion for Admission to Practice *Pro Hac Vice*; and
4. Affidavit of Service.

Sincerely,



Matthew F. Shimanek

Enclosures

Copies (w/ enc) via e-mail to: Service List

Administrative Law Judge Al Wahl (awahl@nd.gov)
Lynn Wolff (lynn@drcinfo.com)
Janie and John Capp (janiecapp@csb100.com)
Ramona Klein (ramonak@daktel.com)
Linette and Merle Kratochvil (lckgoats@polarcomm.com)
Mark Novak (Neptune@polarcomm.com)

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF NORTH DAKOTA**

TransCanada Keystone Pipeline, LP	:	OAH File No. 20070181
	:	
30-Inch Crude Oil Pipeline	:	Case No. PU-06-421
Cavalier to Sargent Counties	:	
Siting Application	:	
	:	
Application for Certificate of	:	Case No. PU-07-152
Public Convenience and Necessity	:	

MOTION FOR ADMISSION TO PRACTICE *PRO HAC VICE*

Pursuant to North Dakota Admission to Practice Rule 3, the undersigned hereby respectfully moves that the North Dakota Public Service Commission grant admission to practice *pro hac vice* to nonresident attorney Jana M. Linderman for the purpose of appearing as counsel for the Intervenors Dakota Resource Council, Janie Capp, John Capp, Ramona Klein, Linette Kratochvil, Merle Kratochvil and Mark Novak in the above-captioned matter. In support of this motion, the undersigned does hereby state the following:

1. The undersigned, an attorney in good standing admitted and licensed to practice law in the State of North Dakota, will serve as co-counsel for Ms. Linderman in this matter;
2. A sworn affidavit of Ms. Linderman, affirming that she has been admitted to the practice of law in the State of Iowa since April 2005, that she is not presently subject to a disciplinary proceeding in any jurisdiction, that she is not under any restriction or probation in the practice of law in any jurisdiction, that she is not now nor has she ever been suspended or disbarred from a court in any jurisdiction and that she has not appeared in any prior North Dakota actions or ever registered under this rule, is attached hereto; and

3. A copy of this motion and accompanying affidavit has been contemporaneously filed with the State Board of Law Examiners, along with the required fee of \$380.

Wherefore, the undersigned respectfully requests that the North Dakota Public Service Commission grant this motion and allow the admission to practice *pro hac vice* of nonresident attorney Jana M. Linderman for the purpose of appearing as counsel for the above-named Intervenor in this matter.

Dated this 20th day of November, 2007

Respectfully submitted,



Matthew F. Shimanek (ND Bar ID #06115)
Hammarback, Dusek & Associates, PLC
712 DeMers Avenue
PO Box 4
East Grand Forks, MN 56721-0004
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Facsimile: (218) 773-2845

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF NORTH DAKOTA**

TransCanada Keystone Pipeline, LP	:	OAH File No. 20070181
	:	
30-Inch Crude Oil Pipeline Cavalier to Sargent Counties Siting Application	:	Case No. PU-06-421
	:	
Application for Certificate of Public Convenience and Necessity	:	Case No. PU-07-152
	:	

**AFFIDAVIT OF JANA M. LINDERMAN
IN SUPPORT OF MOTION FOR ADMISSION TO PRACTICE *PRO HAC VICE***

I, Jana M. Linderman, do hereby state and affirm as follows:

1. This affidavit is submitted in support of the foregoing attached motion that I be admitted to practice *pro hac vice* for the purpose of appearing as counsel in the above-captioned matter on behalf of Intervenors Dakota Resource Council, Janie Capp, John Capp, Ramona Klein, Linette Kratochvil, Merle Kratochvil and Mark Novak;
2. I have been admitted to practice law in the State of Iowa since April 2005;
3. I am not presently subject to a disciplinary proceeding in any jurisdiction;
4. I am not under any restriction or probation in the practice of law in any jurisdiction in which I am licensed;
5. I am not now nor have I ever been suspended or disbarred from a court in any jurisdiction;
6. I have not appeared in any North Dakota actions during the prior three years, nor have I ever registered under North Dakota Admission to Practice Rule 3;
7. I have appeared as counsel in numerous judicial and administrative proceedings in the State of Iowa, including regulatory proceedings before the Iowa Utilities Board;

8. I am familiar with and prepared to comply with all rules governing proceedings before North Dakota Public Service Commission, as well as all rules governing the professional conduct of attorneys in the State of North Dakota

The contents of the foregoing affidavit are true and correct as I verily believe.

Dated this 20th day of November, 2007, at Cedar Rapids, Iowa.



Jana M. Linderman, Affiant
Attorney (IA #AT00004750)
Plains Justice
100 1st Street SW
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**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF NORTH DAKOTA**

TransCanada Keystone Pipeline, LP	:	OAH File No. 20070181
	:	
	:	
30-Inch Crude Oil Pipeline	:	Case No. PU-06-421
Cavalier to Sargent Counties	:	
Siting Application	:	
	:	
	:	
Application for Certificate of	:	Case No. PU-07-152
Public Convenience and Necessity	:	

**ORDER GRANTING
MOTION FOR ADMISSION TO PRACTICE *PRO HAC VICE***

Upon the Motion for Admission to Practice *Pro Hac Vice* of Jana M. Linderman, the same is hereby granted, subject to the requirements set forth in North Dakota Admission to Practice Rule 3 and all other applicable laws and rules of the State of North Dakota and the North Dakota Public Service Commission. Jana M. Linderman is hereby admitted to practice *pro hac vice* in the above-captioned matter and granted leave to appear as counsel for Intervenors Dakota Resource Council, Janie Capp, John Capp, Ramona Klein, Linette Kratochvil, Merle Kratochvil and Mark Novak.

Dated this ___ day of November, 2007 at Bismarck, North Dakota.

North Dakota Public Service Commission

By: _____

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF NORTH DAKOTA**

TransCanada Keystone Pipeline, LP	:	OAH File No. 20070181
	:	
30-Inch Crude Oil Pipeline	:	Case No. PU-06-421
Cavalier to Sargent Counties	:	
Siting Application	:	
	:	
Application for Certificate of	:	Case No. PU-07-152
Public Convenience and Necessity	:	

CERTIFICATE OF SERVICE

The undersigned certifies that true and correct copies of the Motion for Admission to Practice *Pro Hac Vice*, the accompanying Affidavit of Jana M. Linderman and the proposed Order Granting Motion for Admission to Practice *Pro Hac Vice* to which this Certificate is attached were served on the 20th day of November, 2007 by e-mail addressed to:

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Matthew F. Shimanek