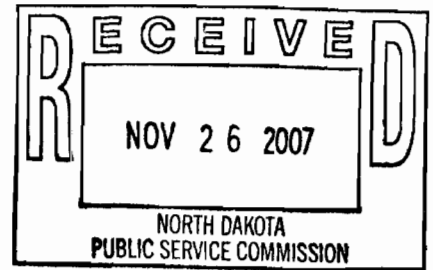


**PUBLIC SERVICE COMMISSION  
STATE OF NORTH DAKOTA**



TRANSCANADA KEYSTONE PIPELINE, LP )  
30-INCH PIPELINE / CAVALIER TO )  
SERGEANT COUNTIES SITING APPLICATION )

Case No. PU-06-421

APPLICATION FOR CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY )

Case No. PU-07-152

**MOTION REQUESTING PERMISSION TO APPEAR *PRO HAC VICE*  
FOR INTERVENING PARTY CITY OF FARGO IN REOPENED PROCEEDINGS**

**APPEARANCES**

Commissioners Susan E. Wefald, Tony Clark, and Kevin Cramer

Thomas D. Kelsch and Todd D. Kranda, Kelsch Kelsch Ruff & Kranda, 103 Collins Avenue, Mandan, ND 58554, on behalf of the Applicant TransCanada Keystone Pipeline, LP

Nicholas R. Delaney, Rinke Noonan, US Bank Plaza, Suite 300, St. Cloud, MN 56302, on behalf of Interveners, Dakota Resources Council, Ramona Klein, Merle and Linette Kratochvill, Janie and John Capp, and Mark Novak

William W. Binek, Chief Counsel, Public Service Commission, State Capitol, Bismarck, ND 58505, on behalf of the Public Service Commission

Al Wahl, Office of Administrative Hearings, 1707 N 9<sup>th</sup> Street, Bismarck, ND 58501, as Procedural Hearing Officer

Janie and John Carr, *pro se*, 12466 60<sup>th</sup> St NE, Lankin, ND 58250, Interveners

John M. Dingess, Patricia Madsen, Duncan Ostrander & Dingess, P.C., 3600 S Yosemite St, Ste 500, Denver, CO 80237-1829, on behalf of Intervenor City of Fargo, North Dakota

**MOTION**

Patricia A. Madsen, a nonresident attorney licensed to practice in the State of Colorado, pursuant to North Dakota Supreme Court Rule 3, requests permission to appear before the North Dakota Public Service Commission *pro hac vice*. She represents the following:


1. John Dingess, an attorney admitted and licensed to practice law in North Dakota since 2005, North Dakota Bar Number 06123, is hereby designated as associate attorney in these proceedings.

2. The Affidavit of Patricia A. Madsen is attached in support of this motion.
3. This motion is respectfully directed to the Hon. Al Wahl, hearing officer duly appointed by the Public Service Commission to preside over hearing in the matters in which admission is sought.
4. Copies of this Motion and Affidavit are being filed with the State Board of Law Examiners at the same time they are filed with the hearing officer of the Public Service Commission.
5. With a copy of this Motion and its attached Affidavit, I am remitting the sum of \$380.00, reflecting the fee required for an attorney who has been licensed in this state for five years, to:

State Board of Law Examiners  
Penny L. Miller, Secretary-Treasurer  
Office of the Clerk of the Supreme Court  
Judicial Wing, 1<sup>st</sup> Floor  
600 E Boulevard Ave Dept 180  
Bismarck ND 58505-0530.

6. John Dingess, Special Counsel for the City of Fargo and designated associate counsel for Patricia Madsen, filed the City's Motion to Intervene in the above-captioned matters on or about the 23rd day of October, 2007. Hearing is scheduled for November 27 and 28, 2007. This Motion is filed within 45 days of the filing of Fargo's Motion to Intervene.

Respectfully submitted this 21<sup>st</sup> day of November, 2007.



Patricia A. Madsen, Colo. Bar. No. 7239  
Duncan Ostrander & Dingess, P.C.  
3600 S Yosemite St Ste 500  
Denver CO 80237-1829  
Phone 303-779-0200  
[poolpat@dodpc.com](mailto:poolpat@dodpc.com)  
**Special Counsel, City of Fargo**

**PUBLIC SERVICE COMMISSION  
STATE OF NORTH DAKOTA**

TRANSCANADA KEYSTONE PIPELINE, LP )  
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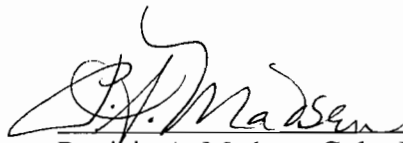
Case No. PU-07-152

**AFFIDAVIT OF PATRICIA A. MADSEN**

I, Patricia A. Madsen, whose signature appears below, do swear and affirm on this 21<sup>st</sup> day of November, 2007, that the following statements are true and correct to the best of my knowledge and belief:

1. I am a resident of the State of Colorado.
2. I was admitted to practice law in Colorado in 1976. I have been admitted to practice for 31 years. My Bar Number in Colorado is 7239.
3. I am not presently subject to any 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 to practice law.
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 in the three years prior to my Motion Requesting Permission to Appear *Pro Hac Vice* for Intervening Party City of Fargo in Reopened Proceedings.
7. I have never registered to practice in North Dakota *pro hac vice* pursuant to NDSC Rule 3.

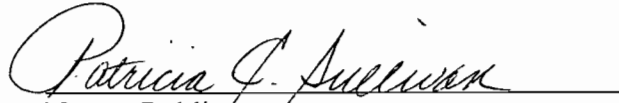
FURTHER, Affiant sayeth not.



Patricia A. Madsen, Colo. Bar No. 7239  
Duncan Ostrander & Dingess, P.C.  
3600 S Yosemite St Ste 500  
Denver CO 80237-1829

STATE OF COLORADO )  
 ) ss.  
CITY AND COUNTY OF DENVER )

The above and foregoing Affidavit of Patricia A. Madsen, a person personally known to me, was sworn and signed before me this 21<sup>st</sup> day of November, 2007.

  
Notary Public.

My commission expires: June 13, 2009

