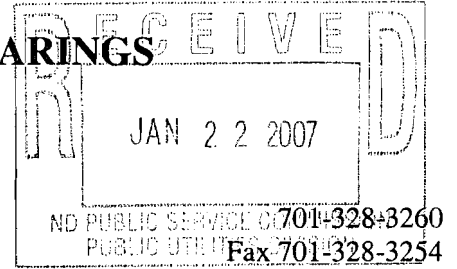




OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF NORTH DAKOTA
1707 North 9th Street
Bismarck, North Dakota 58501-1882



Allen C. Hoberg
DIRECTOR

January 19, 2007

ND PUBLIC SERVICE COMMISSION
PUBLIC UTILITIES DIVISION
701-328-3260
Fax 701-328-3254
oah@state.nd.us
www.nd.gov/oah

Mr. William W. Biniek
Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505-0480

Re: Tatanka Wind Power, LLC
230 kV Transmission Line – Dickey & McIntosh Counties
Application
Case No. PU-06-443
OAH File No. 20060452

Dear Mr. Biniek:

On November 27, 2006, you requested the designation of an administrative law judge from the Office of Administrative Hearings to conduct a hearing in the matter of Tatanka Wind Power, LLC (PU-06-443). I was designated as a procedural administrative law judge to conduct the hearing, but not to make recommended findings of fact and conclusions of law, or to issue a recommended order. The hearing on this matter was held on January 18, 2007. I understand that the commission will issue the appropriate order.

I am closing our file on this matter and returning that portion of the record I have in my possession to you for filing with the official agency record of this matter.

If this matter is not disposed of, and a new hearing is scheduled, please make a new request for the designation of an administrative law judge for this matter using the appropriate OAH administrative law judge request form. When presiding as a procedural administrative law judge, OAH administrative law judges treat their participation as having ended when the hearing is concluded, canceled, or postponed indefinitely. Accordingly, if a hearing is rescheduled, or if a rehearing is scheduled or the matter reopened, the agency must make a new request and a new administrative law judge designation will be made. Please coordinate acceptable dates for the hearing with the administrative law judge before scheduling the hearing.

Thank you for your attention to these matters.

Sincerely,

Allen C. Hoberg
Administrative Law Judge

ACH/eap

Encl.

cc: Mr. John W. Morrison
Fleck, Mather & Strutz, Ltd.