

Anderson, Lori D.

From: Binek, William W.
Sent: Thursday, June 21, 2007 2:38 PM
To: 'John W. Breen Jr.'
Cc: 'Bruce Gerhardson'; 'Kuntz, Dan'; 'Todd J. Guerrero'; 'Mark Bring'; 'David L. Sasseville'; 'Carrie La Seur'; Wahl, Al; -Grp-PSC Commissioners; -Grp-PSC Public Utilities; -Grp-PSC Legal
Subject: RE: Otter Tail Corporation and Montana-Dakota Utilities Co. Advance Determination of Prudence Applications, PSC Case Nos. PU-06-481 and PU 06-482

Counsel: Disregard my earlier response! The May 16th Notice of Rescheduled Hearings provides that this hearing begins June 26, 2007 at 8 am. There was another hearing in a different case scheduled in the same notice, and it is for the 9 am start time. Sorry for the confusion. See you all at **8:00** on the 26th.

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From: Binek, William W.
Sent: Thursday, June 21, 2007 2:27 PM
To: John W. Breen Jr.
Cc: Bruce Gerhardson; Kuntz, Dan; Todd J. Guerrero; Mark Bring; David L. Sasseville; Carrie La Seur; Wahl, Al; -Grp-PSC Commissioners; -Grp-PSC Public Utilities; -Grp-PSC Legal
Subject: RE: Otter Tail Corporation and Montana-Dakota Utilities Co. Advance Determination of Prudence Applications, PSC Case Nos. PU-06-481 and PU 06-482

The May 16, 2007 Notice of Rescheduled Hearings provides that the hearing is to begin at 9 am on June 26th. The Commission's calendar shows 8 am as the start time. Since the Notice of Rescheduled Hearing provides for 9 am as the start time, I presume that will be the time the hearing will begin on the 26th, but I suggest that all parties be prepared to start at 8 am on the 27th.

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From: John W. Breen Jr. [<mailto:jwbreen2@bis.midco.net>]
Sent: Thursday, June 21, 2007 1:53 PM
To: Binek, William W.
Subject: RE: Otter Tail Corporation and Montana-Dakota Utilities Co. Advance Determination of Prudence Applications, PSC Case Nos. PU-06-481 and PU 06-482

Attorney Binek

Please advise what time the hearing will start on Tuesday June 26, I have received two different statements The last statement from the PSC gave a start time of 9:00 AM yet the letter from Ms Anderson told the reporter 8:00 AM

Pease advise if the starting time is on Tuesday is at 9:00 AM or otherwise

Jack Breen 6-21-2007

Attorney John W. Breen Jr

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717 Williams St Bismarck, ND 58501

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From: Binek, William W. [mailto:wbinek@nd.gov]

Sent: Thursday, June 21, 2007 1:41 PM

To: Wahl, Al; Kuntz, Dan; Bruce Gerhardson; Todd J. Guerrero; Mark Bring; John W. Breen Jr.; Carrie La Seur; David L. Sasseville

Cc: -Grp-PSC Commissioners; -Grp-PSC Public Utilities; -Grp-PSC Legal

Subject: RE: Otter Tail Corporation and Montana-Dakota Utilities Co. Advance Determination of Prudence Applications, PSC Case Nos. PU-06-481 and PU 06-482

Counsel: The Commission will be holding its regular Commission meeting in the hearing room beginning at 10 am on Wednesday, June 27th. The hearings will be recessed for approximately an hour to accommodate the Commission meeting.

William W. Binek

Chief Counsel

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From: Wahl, Al

Sent: Thursday, June 21, 2007 12:23 PM

To: Binek, William W.

Subject: FW: Otter Tail Corporation and Montana-Dakota Utilities Co. Advance Determination of Prudence Applications, PSC Case Nos. PU-06-481 and PU 06-482

Mr. Binek, I don't know why Mr. Breen omitted you from his reply, but here it is. (By the way, is it Wednesday morning that the Commission plans to recess these hearings for a meeting? Do counsel know that. If not, I think that they should be informed of the Commission's plan so that they can in turn plan accordingly.) Regards, Al Wahl.

From: John W. Breen Jr. [mailto:jwbreen2@bis.midco.net]

Sent: Thursday, June 21, 2007 11:51 AM

To: Wahl, Al

Cc: Bruce Gerhardson; Dan Kuntz; Todd Guerrero; mbring@ottertail.com

Subject: RE: Otter Tail Corporation and Montana-Dakota Utilities Co. Advance Determination of Prudence Applications, PSC Case Nos. PU-06-481 and PU 06-482

Judge Al Wahl,

Consistent with your honors request and order, David Schlissel will be available on Wednesday morning June 27th 2007.

I thank you for patience, in this matter.

Jack Breen 6-21-2007

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From: Wahl, Al [mailto:awahl@nd.gov]

Sent: Thursday, June 21, 2007 10:19 AM

To: John W. Breen Jr.

Cc: Daniel S. Kuntz; Bruce Gerhardson; Todd J. Guerrero; David L. Sasseville; Carrie La Seur; Binek, William W.

Subject: Otter Tail Corporation and Montana-Dakota Utilities Co. Advance Determination of Prudence Applications, PSC Case Nos. PU-06-481 and PU 06-482

Mr. Breen, please read my yesterday's e-mail regarding Mr. Schlissel testifying out of order.

Whether or not counsel for MDU, OTP and the Commission agree that Mr. Schlissel may testify out of order, I'm not going to inconvenience the many people participating for the consolidated hearings for the convenience of Mr. Schlissel. You have told me two facts: Mr. Schlissel is traveling from Boston to appear and testify and he wishes to leave Bismarck on June 28th on a 4:30 pm flight. Why would I risk having to continue the hearing to the 28th for those reasons just to hear Mr. Schlissel's testimony? (And please don't respond to this e-mail to tell me simply that he is unavailable on June 27. These consolidated hearings have been scheduled since May 16, and if Mr. Schlissel is now unavailable I expect that he is prepared to show good cause for his inability to attend these consolidated hearings as scheduled.) Regards, Al Wahl.