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RECEIVED

December 8, 2008

DEC 10 2008

PUBLIC SERVICE COMMISSION

Clerk of District Court
PO Box 1055
Bismarck, ND 58502

**Re: Dakota Resource Council v. Public Service Commission
Burleigh County Civil No. 08-08-C-02434/001**

To Clerk of District Court:

Enclosed for filing in the above matter please find the following in accordance with Rule 3 of the North Dakota Rules:

1. Motion for Admission to Practice *Pro Hac Vice*;
2. Affidavit of Todd J. Guerrero
3. Proposed Draft Order; and
4. Affidavit of Service.

The above matter has been assigned to the Honorable Sonna Anderson.

Very truly yours,



Todd J. Guerrero

TJG/kas

c: Ms. Penny Miller, Secretary/Treasurer, State Board of Examiners (with enclosures)
Honorable Sonna Anderson (with enclosures)

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

IN DISCTICT COURT
SOUTH CENTRAL JUDICIAL DISTRICT

Dakota Resource Council
and Mark Trechock,
Appellants

vs.

Public Service Commission,
Otter Tail Corporation,
and
Montana-Dakota Utilities Co.,
Appellees

Civil No. 08-08-C-02434/0001

Agency Case Nos.
PU-06-481 and PU-06-482

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

PLEASE TAKE NOTICE, pursuant to North Dakota Admission to Practice Rule 3, the undersigned Applicant hereby respectfully moves the District Court for the *pro hac vice* admission of Todd J. Guerrero to appear as counsel in the above-captioned matter.

Dated: December 3, 2008

By: 

Daniel S. Kunz
Associate General Counsel
ND Attorney Reg. No. 03490
MDU Resources Group, Inc.
1200 West Century Avenue
Bismarck, ND 58506-5650
(701) 530-1016, (701) 530-1731 fax

Attorney for Montana-Dakota Utilities, Co.

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

IN DISCTICT COURT
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Dakota Resource Council
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AFFIDAVIT OF TODD J. GUERRERO

STATE OF MINNESOTA)
) ss.
COUNTY OF HENNEPIN)

Todd J. Guerrero, being first duly sworn upon oath, states and alleges as follows:

1. I am submitting this Affidavit pursuant to North Dakota Admission to Practice Rule 3 for my admission *pro hac vice* in the above matter.

2. My post office address is 4200 IDS Center, 80 South Eighth Street, Minneapolis, Minnesota 55402.

3. I am a partner in the law firm of Lindquist & Vennum, P.L.L.P

4. Our firm represents Otter Tail Corporation and Montana-Dakota Utilities Co. in the above matter, and represented these parties in the proceeding before the North Dakota Public Service Commission which underlies the above matter, North Dakota Public Service Commission Docket Nos. PU-06-481 and PU-06-482.

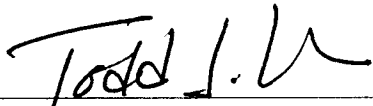
5. I am a member in good standing of the Minnesota State Bar.

6. I have not been the subject of any disciplinary action in any state jurisdiction.

7. I have not been denied admission to the court of any state or to any federal court.

8. I am familiar with the rules governing the conduct of members of the bar of North Dakota, and I will at all times abide by and with the same so long as this matter is pending.

FURTHER YOUR AFFIANT SAYETH NOT.



Todd J. Guerrero

Subscribed and sworn to before me
this ____ day of _____, 2008

Notary Public

**In the Matter of Dakota Resource Council
and Mark Trechock v. Public Service
Commission, Otter Tail Corporation, and
Montana-Dakota Utilities Co.**

Service List

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