

Bauske, Shelly A.

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

From: Wahl, Al

Sent: Friday, January 11, 2008 10:02 AM

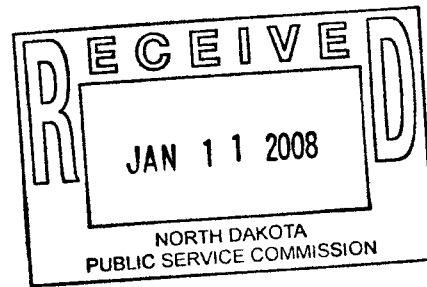
To: Daniel S. Kuntz; Todd J. Guerrero; John W. Breen Jr.; Binek, William W.

Cc: Mark Bring; Carrie La Seur; Jeffcoat-Sacco, Illona; 'Don.Ball@MDU.com'; 'mark@drcinfo.com'

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

Counsel, attached is my letter dated today concerning the pending motion made by the applicants in the captioned matters for a scheduling conference, *etc.* and the pending order for a hearing pursuant to North Dakota Century Code Section 28-32-25 for the captioned matters dated September 14, 2007.

The original letter will be filed with the Commission to be docketed for the files for the captioned matters. A copy will not be sent to you by mail. Regards, Al Wahl.



268 PU-06-482 Pages: 3
Letter Concerning Pending Motion for a Scheduling Conference/Supplemental Hrgs by Office of Administrative Hearings
01/11/2008

263 PU-06-481 Pages: 3
Letter Concerning Pending Motion for a Scheduling Conference/Supplemental Hrgs by Office of Administrative Hearings
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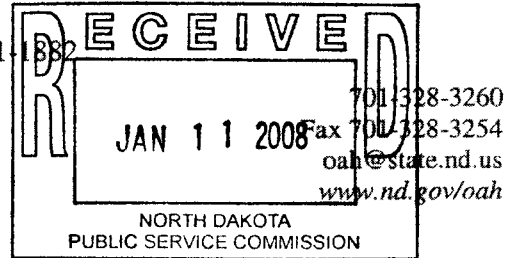


OFFICE OF ADMINISTRATIVE HEARINGS

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

Allen C. Hoberg
DIRECTOR

January 11, 2008



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Attorney at Law
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Mr. William W. Binek
Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505-0480

Re: Otter Tail Corporation
Advance Determination of Prudence Application, Big Stone II Power Generating Station
Case No. PU-06-481

Montana-Dakota Utilities Co., a Division
of MDU Resources Group, Inc.
Advance Determination of Prudence Application, Big Stone II Power Generating Station
Case No. PU-06-482

OAH File No. 20070100
Applicants' Motion For Scheduling Conference, *etc.*

Dear Counsel:

I am directed by the Commission to process the pending motion made by the applicants for a scheduling conference, *etc.* I would at the same time process the pending order for hearing pursuant to North Dakota Century Code Section 28-32-25 dated September 14, 2007. Accordingly, please copy me with all further communications and filings concerning those pending matters.

At this time there does not appear to me to be a need for a scheduling conference. I would treat the motion as a request for supplemental hearings and further proceedings in accordance with the schedule proposed. Subject to response, it appears to me that there is good cause for supplemental hearings for the captioned matters. I am advised by each of the commissioners that they are available for a hearing during the period March 24 through 27, 2008, and it appears to me that the schedule proposed by the applicants for supplemental hearings is reasonable. Therefore, subject to response, I would order the supplemental hearings be held March 25 and

Mr. Kuntz, Mr. Guerrero, Mr. Breen, and Mr. Binek
January 11, 2008
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26, 2008, reserving March 27, 2008, against an unexpected continuance, and otherwise proceed as the applicants have proposed.

Mr. Breen and Mr. Binek, if you will resist the applicants' motion or disagree with an order as I have proposed, in addition to your objection please advise me for an alternative schedule for supplemental hearings if the applicants' request is granted.

In the circumstances and in accordance with the order continuing Section 28-32-25 hearing dated September 26, 2007, I would vacate the order for that hearing as unnecessary. Please advise me of any objection to my vacating that order within ten days of the date of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Al Wahl', with a long horizontal flourish extending to the right.

Al Wahl
Administrative Law Judge

AW/eap

cc: Mr. Donald R. Ball
Montana-Dakota Utilities, Co.
Mr. Mark Bring
Otter Tail Corporation
Ms. Carrie La Seur
Plains Justice
Mr. Mark Trechock
Dakota Resource Council
Ms. Illona Jeffcoat-Sacco
Public Service Commission