

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

OAH File No. 20070100

Otter Tail Corporation
Advance Determination of Prudence Application

Case No. PU-06-481

Montana-Dakota Utilities Co., a Division
of MDU Resources Group, Inc.
Advance Determination of Prudence Application

Case No. PU-06-482

**ORDER VACATING ORDER FOR HEARING PURSUANT TO
NORTH DAKOTA CENTURY CODE SECTION 28-32-25**

The North Dakota Public Service Commission having ordered supplemental hearings for the captioned cases for Otter Tail Corporation and Montana Dakota Utilities Co. to each offer additional information relevant to their separate advance determination of prudence applications for proposed modifications of their respective participation and ownership interest in the Big Stone II Generating Plant, the hearing pursuant to N.D.C.C. § 28-32-25 for the Commission's consideration of certain other additional information pursuant to and in accordance with the Commission's order dated September 14, 2007, is unnecessary, and therefore it is

Ordered, that the Order for Hearing Pursuant to North Dakota Century Code Section

28-32-25, dated September 14, 2007, and docketed September 17, 2007, shall be, and it hereby is, vacated without further requirement.

Dated at Bismarck, North Dakota, this 1st day of February, 2008.

State of North Dakota
Public Service Commission

By: 
Al. Wahl, Administrative Law Judge
Office of Administrative Hearings
1707 North 9th Street
Bismarck, North Dakota 58501
Telephone: (701) 328-3260

AMERICANS WITH DISABILITIES ACT NOTIFICATION: A party shall promptly notify the Public Service Commission in writing if the party or a witness to be called by the party has a disability which will require auxiliary aids or services at the hearing so that the Commission can make appropriate accommodation prior to the hearing. Any request for an interpreter at the hearing must also be made in writing to the Commission. Any request for aids, services, or an interpreter should be as specific as possible about what is required by the party or witness. Also, please send a copy of the notice or request to the administrative law judge.

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CERTIFICATE OF SERVICE

The undersigned certifies that true and correct copies of the **ORDER VACATING ORDER FOR HEARING PURSUANT TO NORTH DAKOTA CENTURY CODE SECTION 28-32-25** were sent by regular mail on the 1st day of February, 2008, to:

Todd J. Guerrero
Lindquist & Vennum, P.L.L.P.
4200 IDS Center
80 South Eighth Street
Minneapolis, MN 55402-2274

Mark Bring
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Bismarck, ND 58501

Carrie La Seur
Plains Justice
319 3rd Street Northwest
Mount Vernon, IA 52314

Mark Trechock
Dakota Resource Council
P.O. Box 1095
Dickinson, ND 58602-1095

and that a true and correct copy of the above document was mailed, inside mail, at the State Capitol, on the 1st day of February, 2008, to:

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

OFFICE OF ADMINISTRATIVE HEARINGS
Al. Wahl, Administrative Law Judge



Elizabeth Patterson