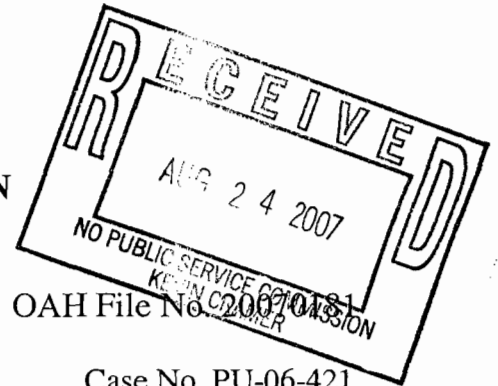


STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION



TransCanada Keystone Pipeline, LP
30-Inch Crude Oil Pipeline/Cavalier to Sargent Counties
Siting Applications

Case No. PU-06-421

PREHEARING ORDER

On August 24, 2007, Public Service Commission staff received an email letter and an attached map from the Intervener, Janie Capp. Ms. Capp did not copy anyone else with the email or the map. She specifically asks that her "comments" be "on the record about the TransCanada Keystone Pipeline." Although it is unclear from the email, it appears that Ms. Capp wants the email and attached map on the record of the siting application matter, PU-06-421. A copy of the email and attached map is provided to the other parties along with this Prehearing Order.

The Commission may consider the email and attached map as pre-filed testimony and evidence, but only if Ms. Capp attends the scheduled September 5, 2007, continued hearing and offers the email and attached map as evidence. Because she is an intervener, *i.e.*, a party to this matter, other parties, the commission staff, and the commission must have an opportunity to cross-examine Ms. Capp about the email and the map, if they are admitted as evidence.

Dated at Bismarck, North Dakota, this 24th day of August, 2007:

State of North Dakota
Public Service Commission

By: _____

Allen C. Hoberg for Al. Wahl
Administrative Law Judge
Office of Administrative Hearings
1707 North 9th Street
Bismarck, North Dakota 58501
(701) 328-3260, awahl@nd.gov

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

OAH File No. 20070181

TransCanada Keystone Pipeline, LP
30-Inch Crude Oil Pipeline/Cavalier to Sargent Counties
Siting Applications

Case No. PU-06-421

CERTIFICATE OF SERVICE

The undersigned certifies that true and correct copies of the **PREHEARING ORDER, email letter, and map** were mailed, regular mail, on the 24th day of August, 2007, to:

Nicholas R. Delaney
Rinke Noonan
P.O. Box 1497
St. Cloud, MN 56302-1497

Todd D. Kranda
Kelsch Kelsch Ruff & Kranda
P.O. Box 1266
Mandan, ND 58554-1266

a true and correct copy of the **PREHEARING ORDER** was mailed, regular mail, on the 24th day of August, 2007, to:

Janie Capp
12466 60th Street NE
Lankin, ND 58250

and that a true and correct copy of the **PREHEARING ORDER** was mailed, inside mail, at the State Capitol on the 24th day of August, 2007, to:

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

Illona Jeffcoat-Sacco
Executive Secretary
Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505

OFFICE OF ADMINISTRATIVE HEARINGS
Al. Wahl, Administrative Law Judge

Elizabeth Patterson
Elizabeth Patterson