

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Capital Electric Cooperative, Inc. vs
Montana-Dakota Utilities Co./Sonnet Heights
Complaint**

Case No. PU-07-425

NOTICE OF HEARING

September 4, 2007

On July 5, 2007, Capital Electric Cooperative, Inc. (Capital or Complainant) filed a Complaint alleging that Montana-Dakota Utilities Co. (Montana-Dakota or Respondent) (1) intends to provide electrical service to a development in Complainant's service area and (2) such service will unreasonably interfere or is about to unreasonably interfere with the service or system of Complainant.

On August 9, 2007, Montana-Dakota filed its Answer and requested the Commission issue an order dismissing the Complaint of Capital or staying further proceedings pending action by the Bismarck Board of City Commissioners on the regulation of electric service within Sonnet Heights 1st Replat subdivision by Montana-Dakota and Capital under their respective franchises.

A **public hearing** on this matter will be held **November 20, 2007 beginning at 9 a.m.** in the Commission hearing room, State Capitol, 12th Floor, Bismarck, North Dakota 58505. Issues to be considered in this matter include:

1. Whether the Public Service Commission has jurisdiction to award the relief requested by the Complainant.
2. Whether Respondent should be restrained and enjoined from constructing or extending its lines, plant, or system in Sonnet Heights.
3. Whether Respondent should remove all of its facilities Sonnet Heights.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify Illona A. Jeffcoat-Sacco, Executive Secretary at least 24 hours in advance.

PUBLIC SERVICE COMMISSION

Tony Clark
Commissioner

Susan E. Wefald
President

Kevin Cramer
Commissioner