



OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF NORTH DAKOTA
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April 20, 2009

RECEIVED

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PUBLIC SERVICE COMMISSION

Illona A. Jeffcoat-Sacco
General Counsel
Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505-0480

Dear Ms. Jeffcoat-Sacco:

Thank you for your April 15, 2009, request of the designation of an administrative law judge from the Office of Administrative Hearings to conduct a hearing in the matter of M-Power LLC PU-08-34. I hereby designate Al Wahl to be assigned as the temporary administrative law judge to conduct the hearing in regard to this matter. Because the temporary administrative law judge will not be making recommended findings of fact and conclusions of law, or issuing a recommended order, the person or persons who will be making the final administrative decision in regard to this matter (*i.e.*, the commission) must be in attendance at the hearing.

Please send all additional relevant documents (correspondence, and other pleadings and documents) to the designated temporary administrative law judge in care of 138 East Edmonton Drive, Bismarck, ND 58503. I understand the hearing is scheduled for June 5, 2009, beginning at 10:30 a.m., in Cooperstown, North Dakota. Because the administrative law judge is requested to conduct the hearing only, the agency must give proper notice of the hearing.

Your request has been assigned OAH File No. 20090126. Please include this number on all future documents and correspondence filed for this matter with the Office of Administrative Hearings.

Sincerely,

Allen C. Hoberg
Director

ACH/lmw

cc: Lawrence Bender, counsel for M-Power LLC
Al Wahl, Temporary Administrative Law Judge

55 **PU-08-34** Filed: 4/21/2009 Pages: 1
Designation of Administrative Law Judge