

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

RECEIVED

JUN 02 2009

PUBLIC SERVICE COMMISSION

OAH File No. 20090126

M-Power, LLC
Electric Generation/Wind-Griggs/Steele County
Siting Application

Case No. PU-08-34

ORDER GRANTING INTERVENTION

By motion dated and filed May 27, 2009, Ashtabula Wind II, LLC ("Ashtabula") petitioned to intervene in this case in accordance with the provisions of N.D.C.C. § 28-32-28 and N.D. Admin. Code § 69-02-05. The motion was not resisted by M-Power, LLC ("M-Power").

A prehearing conference was had May 29, 2009, to hear the further advice of counsel and consider the motion. Brian R. Bjella, Crowley Fleck PLLP appeared for Ashtabula. Lawrence Bender, Fredikson & Byron, P.A., appeared for M-Power. Annette Bendish, and Illona Jeffcoat-Sacco appeared for the North Dakota Public Service Commission ("the Commission"). Considering the advice of counsel and the record for this case and finding that the various requirements of N.D.C.C. § 28-32-28 and N.D. Admin. Code § 69-02-05 are substantially met in the circumstances for the intervention of Ashtabula, it is

Ordered, that Ashtabula shall be, and it hereby is, granted leave to intervene in this case without condition or limitation, and it is further

Ordered, that leave to intervene in this case shall not be construed as recognition by the Commission that Ashtabula might be aggrieved by an order of the Commission in this case.

Dated May 30, 2009.

State of North Dakota
Public Service Commission

By: 
Al. Wahl, Temporary Administrative Law Judge

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

OAH File No. 20090126

M-Power, LLC
Electric Generation/Wind-Griggs/Steele County
Siting Application

Case No. PU-08-34

CERTIFICATE OF SERVICE

The undersigned certifies that complete and correct copies of the annexed **ORDER GRANTING INTERVENTION** were delivered to the U. S. Postal Service on June 1, 2009, addressed as follows, for delivery by regular mail:

Mr. Lawrence Bender
Fredrikson & Byron
P. O. Box 1855
Bismarck, ND 58502-1855

Mr. Brian R. Bjella
Crowley Fleck PLLP
P. O. Box 2798
Bismarck, ND 58502-2798

Ms. Annette Bendish
North Dakota Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505-0480

Dated June 1, 2009.

OFFICE OF ADMINISTRATIVE HEARINGS


Al. Wahl