

C R O W L E Y F L E C K PLLP

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RECEIVED

June 22, 2009

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PUBLIC SERVICE COMMISSION

Mr. Darrell Nitschke
Executive Director
NORTH DAKOTA PUBLIC
SERVICE COMMISSION
12th Floor, State Capitol
600 E. Boulevard Ave., Dept. 408
Bismarck, ND 58505-0480

Dear Mr. Nitschke:

In re: M-Power, LLC/Ashtabula Wind II, LLC
Certificate of Site Compatibility
Case No. PU-08-34
Our File No. 35-218-009

We are writing on behalf of our client, Ashtabula Wind II, LLC (Ashtabula Wind II). Please file this letter in the captioned case, ten copies are enclosed.

By Findings of Fact, Conclusions of Law and Order dated October 30, 2008, in the captioned matter the Public Service Commission (Commission) issued a certificate of site compatibility No. 9 to M-Power, LLC (M-Power) for the construction of Phase II of the Luverne Wind Farm. Phase II (aka North Field) is currently under construction. Pending before the Commission is an application for issuance of a certificate of site compatibility for Phase I (aka South Field).

Construction has been sequenced with construction already started on Phase II and then continuing to Phase I. The roadwork on Phase II which connects the various turbine arrays is nearly complete, and road crews are sequenced to begin construction in Steele County on Phase I by July 2. If road construction crews are not able to proceed to Phase I in Steele County by such date, then the wind farm developers will incur financial damages on a day to day basis.

We understand the Commission will meet this Wednesday, June 24, in order to schedule a work session to consider proposed Findings of Fact, Conclusions of Law and Order for Phase I.

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Letter Request for Work Session & Special Meeting

BILLINGS BISMARCK BOZEMAN HELENA KALISPELL

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Intervenor, Ashtabula Wind II

Brian Bjella, Attny, Crowley Fleck PLLP

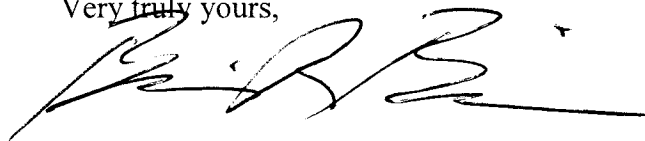
1000 Broadway, Suite 600

As the Commission is aware, the Griggs County Commission has scheduled a hearing for June 30, 2009, in order to consider whether to issue conditional use permits and variances to M-Power/Ashtabula Wind II. However, Ashtabula Wind II wishes to inform the Commission that it has obtained all necessary permits from Steele County. Thus, it is the desire of the developers of Phase I to begin construction in Steele County as soon as possible.

Ashtabula Wind II respectfully makes two requests of the Commission. First, it is requested that the Commission schedule a work session as soon as possible. Second, as the next regularly scheduled Commission meeting is not until July 8, 2009, it is also requested that the Commission schedule a special meeting to determine whether to grant a certificate of site compatibility in this case for Phase I. Ashtabula Wind II respectfully requests that both of these scheduling matters occur by July 2, 2009.

Thank you for your consideration of these matters.

Very truly yours,

A handwritten signature in black ink, appearing to read 'B. R. Bjella', written in a cursive style.

BRIAN R. BJELLA

jk