



Public Service Commission  
State of North Dakota

COMMISSIONERS

Susan E. Wefald, President  
Kevin Cramer  
Tony Clark

Executive Director  
Illona A. Jeffcoat-Sacco

April 15, 2008

600 E. Boulevard Ave. Dept 408  
Bismarck, North Dakota 58505-0480  
web: www.nd.gov/psc  
e-mail: ndpsc@nd.gov  
TTY 800-366-6888 or 711  
Fax 701-328-2410  
Phone 701-328-2400

Mr. Allen C. Hoberg  
Office of Administrative Hearings  
1707 North 9<sup>th</sup> Street, Lower Level  
Bismarck, ND 58501

Re: Ashtabula Wind, LLC  
Electric Generation/Wind-Barnes County Siting  
Application  
Case No. PU-08-32  
and  
Ashtabula Wind, LLC  
230 kV Electric Transmission Line Siting  
Application  
Case No. PU-08-73

Dear Mr. Hoberg:

Enclosed is a request for an administrative law judge in the above cases. Hearings are scheduled in Valley City, North Dakota on May 2, 2008. The administrative law judge will serve as a procedural law judge, a court reporter may be present and the hearing will be tape recorded.

If you have any questions, please contact me. Thank you.

Sincerely,

William W. Binek  
Hearing Administrator

Enclosure

c: Brian Bjella

14 PU-08-32 Filed: 4/15/2008 Pages: 3  
Letter w/ Request for ALJ

Public Service Commission

14 PU-08-73 Filed: 4/15/2008 Pages: 3  
Letter w/ Request for ALJ

Public Service Commission



**REQUEST FOR ADMINISTRATIVE LAW JUDGE--APPEAL, APPLICATION, OR PETITION**  
 NORTH DAKOTA OFFICE OF ADMINISTRATIVE HEARINGS  
 SFN 17819 (Rev. 03-2001)

Name of Agency, Board, or Commission  
 North Dakota Public Service Commission

The above named agency, board, or commission requests designation of an administrative law judge from the Office of Administrative Hearings for the May 2 Valley City Hearing on Ashtabula Wind, LLC Electric Generation/Wind-Barnes County Siting Application (Case No. PU-08-32)

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in NDCC Chapter 49-22 (North Dakota Century Code and/or North Dakota Administrative Code).

Please attach related documents and correspondence.

The administrative action is more fully described as follows:  
 Electric wind generation facility siting application

It requests designation of an administrative law judge (please check one):

- To conduct the hearing and issue recommended findings of fact, conclusions of law, and order.
- To serve as a procedural administrative law judge only (no recommended decision). The agency head will be present at the hearing as required by NDCC 54-57-04(6).
- To conduct the hearing, issue findings of fact, conclusions of law, and a final order.

**PLEASE MAKE A REQUEST FOR AN ADMINISTRATIVE LAW JUDGE AT LEAST ONE MONTH BEFORE THE HEARING.**

Please list parties, including the agency if it is a Party, and Representation [attorney (or other)] if known, or Agency Contact: (Attach separate list if necessary.)

AGENCY	Address	Telephone Number
Representation	Address	Telephone Number
PARTY Ashtabula Wind, LLC	Address 700 Universe Blvd, Juno Beach, FL 33408	Telephone Number
Representation Brian R. Bjella	Address PO Box 2798, Bismarck ND 58502-2798	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number

Additional Comments

(For agencies required to use OAH, notice of hearing will be issued by the administrative law judge, unless a procedural administrative law judge is requested. Other requesting agencies and agencies requesting a procedural administrative law judge should first contact OAH about scheduling a hearing. If notice has already been issued, attach a copy of the notice.)

Typed or Printed Name and Title of Requesting Person William W. Binek, Hearing Administrator	Date 4/15/08
Signature of Requesting Person <i>William W. Binek</i>	Telephone Number 328-4088

X



**REQUEST FOR ADMINISTRATIVE LAW JUDGE--APPEAL, APPLICATION, OR PETITION**  
 NORTH DAKOTA OFFICE OF ADMINISTRATIVE HEARINGS  
 SFN 17819 (Rev. 03-2001)

Name of Agency, Board, or Commission  
 North Dakota Public Service Commission

The above named agency, board, or commission requests designation of an administrative law judge from the Office of Administrative Hearings for the May 2 Valley City Hearing on Ashtabula Wind, LLC 230 kV Electric Transmission Line Siting Application (Case No. PU-08-73).

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in NDCC Chapter 49-22 \_\_\_\_\_ (North Dakota Century Code and/or North Dakota Administrative Code).

Please attach related documents and correspondence.

The administrative action is more fully described as follows:  
 Electric transmission line siting application

It requests designation of an administrative law judge (please check one):

- To conduct the hearing and issue recommended findings of fact, conclusions of law, and order.
- To serve as a procedural administrative law judge only (no recommended decision). The agency head will be present at the hearing as required by NDCC 54-57-04(6).
- To conduct the hearing, issue findings of fact, conclusions of law, and a final order.

**PLEASE MAKE A REQUEST FOR AN ADMINISTRATIVE LAW JUDGE AT LEAST ONE MONTH BEFORE THE HEARING.**

Please list parties, including the agency if it is a Party, and Representation [attorney (or other)] if known, or Agency Contact: (Attach separate list if necessary.)

AGENCY	Address	Telephone Number
Representation	Address	Telephone Number
PARTY Ashtabula Wind, LLC	Address 700 Universe Blvd, Juno Beach, FL 33408	Telephone Number
Representation Brian R. Bjella	Address PO Box 2798, Bismarck ND 58502-2798	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number

Additional Comments

(For agencies required to use OAH, notice of hearing will be issued by the administrative law judge, unless a procedural administrative law judge is requested. Other requesting agencies and agencies requesting a procedural administrative law judge should first contact OAH about scheduling a hearing. If notice has already been issued, attach a copy of the notice.)

Typed or Printed Name and Title of Requesting Person William W. Binek, Hearing Administrator	Date 4/15/08
Signature of Requesting Person <i>William W. Binek</i>	Telephone Number 328-4088

X