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**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

PUBLIC SERVICE COMMISSION

OAH File No. 20080163

NuStar Pipeline Operating Partnership, LP
Northern Product System
Public Convenience and Necessity

Case No. PU-08-194

NOTICE OF PREHEARING CONFERENCE

Please take notice that a prehearing conference will be held at 9:30 a.m., C.D.T., on Thursday, April 23, 2009, in the Hearing Room of the North Dakota Public Service Commission, State Capitol Building, 600 East Boulevard Avenue, Bismarck, North Dakota.

The purposes of the prehearing conference are to

1. hear any objection to limiting the scope of Fargo's intervention pursuant to its petition to intervene dated June 25, 2008;
2. consider the advice of counsel relative to the burden of proof whether or not NuStar is required to obtain a certificate of public convenience and necessity within the meaning of the requirements of statute upon its application as filed;
3. consider the advice of counsel whether all relevant evidence for the hearing of this matter may be provided without the necessity of testimony at the hearing; and
4. to set a date and time for the hearing.

Other matters concerning the preparation for and conduct of the hearing may be considered upon the advice of counsel, including any special requirements or other accommodations reasonable and desirable for the presentation of evidence or the attendance and participation of any party or other interested person, and any other matter which may facilitate the preparation for and conduct of the hearing.

Counsel may attend in person or by telephone conference. Counsel who will attend by telephone conference shall inform the administrative law judge by e-mail not later than five o'clock p.m., C.D.T., April 22, 2009, of the telephone number to be used for his or her participation.

A record of the prehearing conference will be made by electronic audio recording. (Any party may, by their arrangement and at their expense, have a record of the prehearing conference made by a court reporter.) A live audio stream of the prehearing conference may be accessed on the commission's internet website.

Dated April 9, 2009.

State of North Dakota
Public Service Commission

By: 
Al. Wahl, Temporary Administrative Law Judge

AMERICANS WITH DISABILITIES ACT NOTIFICATION: A party shall promptly notify the Public Service Commission in writing if the party has a disability which will require auxiliary aids or services at the prehearing conference so that the commission can make appropriate accommodation prior to the prehearing conference. Any request for an interpreter at the prehearing conference must also be made in writing to the Public Service Commission and a copy of the request sent to the administrative law judge. Any request for aids, services, or an interpreter shall specifically describe what is required by the party.

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CERTIFICATE OF SERVICE

The undersigned certifies that complete and correct copies of the **NOTICE OF PRE-HEARING CONFERENCE** were delivered to the U. S. Postal Service on April 9, 2009, addressed as follows, for delivery by regular mail:

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OFFICE OF ADMINISTRATIVE HEARINGS


Al. Wahl