



Public Service Commission  
State of North Dakota

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COMMISSIONERS

Kevin Cramer  
Tony Clark  
Brian P. Kalk

Executive Secretary  
Darrell Nitschke

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

Re: Allete, Inc.  
Bison 1 Wind Project – Oliver / Morton Counties  
Siting Application  
Case No. PU-09-151

Dear Mr. Hoberg:

Enclosed is a request for an Administrative Law Judge in the captioned case. A hearing for case No. PU-09-151 will begin August 25, 2009, at 10:00 a.m. at the Sunset Inn, 1305-8<sup>th</sup> St. N., New Salem, North Dakota.

A copy of the Notice of Hearing is enclosed. The Administrative Law Judge will serve as a procedural law judge and the hearing will be electronically recorded.

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

Best regards,

Illona A. Jeffcoat-Sacco  
General Counsel

Enclosure  
c: w/encl. David Moeller – dmoeller@allete.com

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

24 August 2009

**Sent Via Fax 701-328-3254**

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**Allete, Inc.  
Bison 1 Wind Project – Oliver / Morton Counties  
Siting Application**

**Case No. PU-09-151**

**NOTICE OF FILING AND NOTICE OF HEARING**

**July 8, 2009**

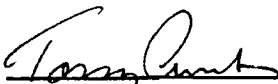
On May 12, 2009, Minnesota Power, an operating division of Allete, Inc., (Allete) filed an application for a certificate of site compatibility to authorize construction of a 76 MW Bison 1 Wind Project consisting of up to 33 wind turbine generators and associated facilities in Morton and Oliver Counties, North Dakota, as shown on the attached map. The Commission finds the application is complete conditioned on the filing of final wind turbine locations on or before August 18, 2009.

A **Public Hearing** on the application is scheduled to begin **August 25, 2009, at 10:00 a.m. CT, at the Sunset Inn, 1305-8<sup>th</sup> St. N., New Salem, North Dakota.** The issues to be considered are:

1. Will the location, construction, and operation of the proposed facilities produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Are the proposed facilities compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed facility locations minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota, 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission.

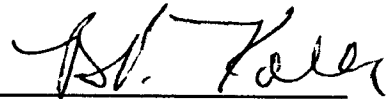
**PUBLIC SERVICE COMMISSION**



**Tony Clark  
Commissioner**



**Kevin Cramer  
President**



**Brian P. Kalk  
Commissioner**

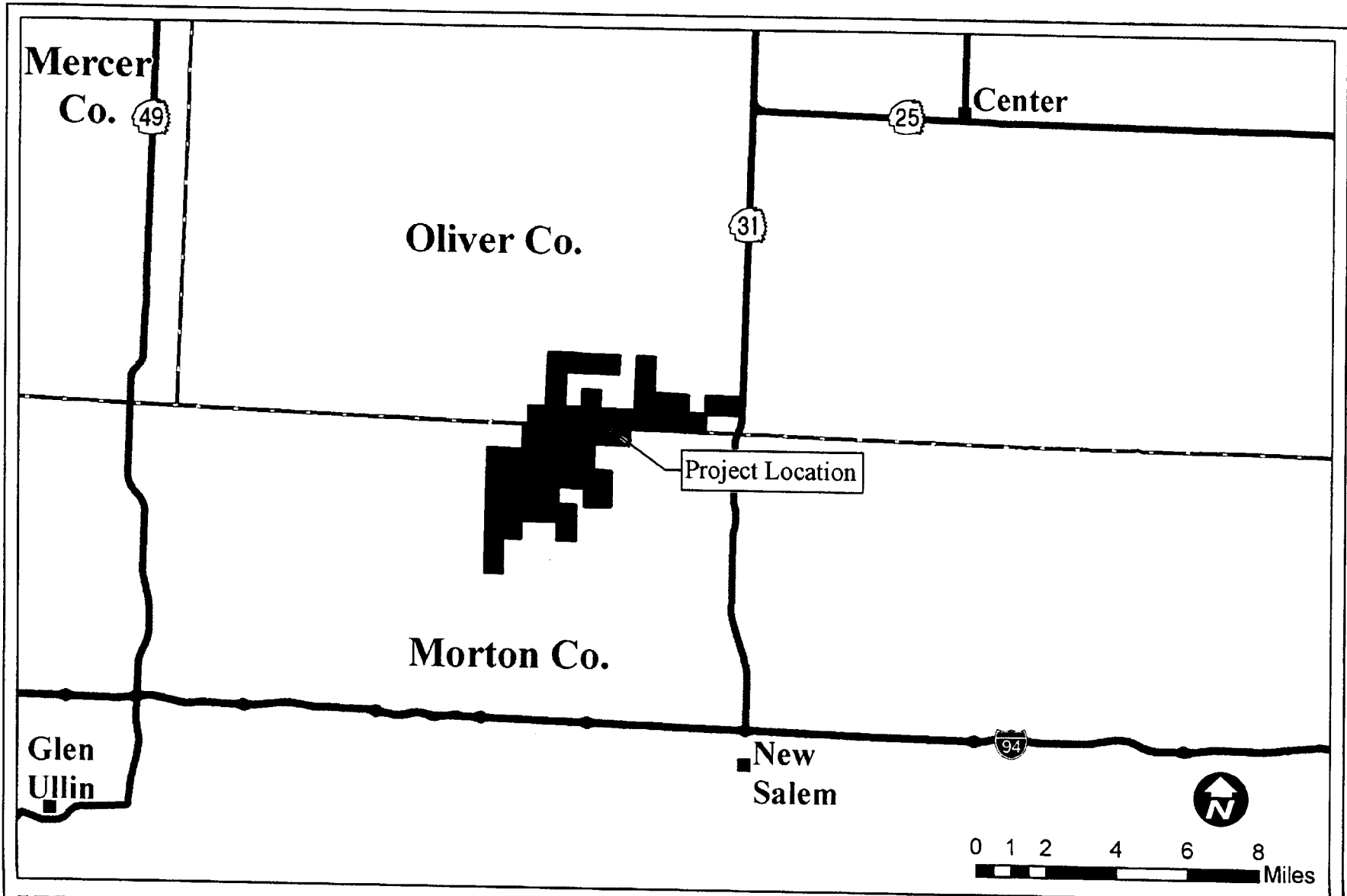


Figure 1: Project Location  
 Bison I Wind Project  
 Minnesota Power  
 Morton & Oliver Counties, ND

Map Document: C:\msp-gis-file\GIS\Proj\MinPower\106318\map\_decs\mch\WindApplication\Figures\Figure\_PublicationMap.mxd  
 7/6/2009 - 8:41:38 AM





**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 Allete, Inc., Bison 1 Wind Project - Oliver / Morton Counties - Siting Application  
 PSC Case No. PU-09-151

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code 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: Wind Farm 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 North Dakota Public Service Commission	Address 600 E. Boulevard Ave. Dept. 408 Bismarck, ND 58505	Telephone Number 701-328-2400
Representation Ilona A. Jeffcoat-Sacco and Annette Bendish	Address Same as above	Telephone Number 701-328-2407
PARTY Allete, Inc.	Address 30 West Superior St. Duluth, MN. 55802	Telephone Number 218-733-3955
Representation David R. Moeller, Attorney - Legal Services	Address Same as above	Telephone Number 218-733-3955
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 Ilona A. Jeffcoat-Sacco	Date 24 August 2009
Signature of Requesting Person X	Telephone Number 701-328-2407