

MEMORANDUM

To: Commissioners
Darrell Nitschke

From: Patrick Fahn
Date: December 14, 2009

Subject: Case No. PU-09-153: Hawthorn Oil Transportation (North Dakota), Inc.
Pre-construction Conference

In Case No. PU-09-153, the Commission ordered that a conference be held prior to construction of Hawthorn's 6-mile, eight-inch crude oil pipeline from a storage site south of Stanley to a railyard facility northeast of Stanley, all in Mountrail County. The order required that the conference include a Hawthorn representative, its construction supervisor, and Commission staff to insure Hawthorn fully understands the conditions set forth in the order.

On December 14, 2009, a pre-construction conference was held (by conference call). In attendance was Gust Benninger (Construction Superintendent North Dakota with Pecan Pipeline), Jodie Davis (Pipeline Operations Manager with Pecan Pipeline), Greg Jacobsen (Landman with Pecan Pipeline), John Watson (Operations Superintendent with Pecan Pipeline), Wayne Tompkins (Chief Inspector with McDaniels Technical Services), Richard Jones (Assistant Chief Inspector with McDaniels Technical Services), Jammie Petras (Superintendent with Brandon Construction), David Gilmore (Foreman with Brandon Construction), and myself.

The conference included a review of the Commission's December 10, 2009 order, including the Tree and Shrub Mitigation Specifications, and the penalty provisions of NDCC § 49-22-21.

Mr. Benninger indicated that Hawthorn planned to begin construction Tuesday, December 15, 2009.