

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Montana-Dakota Utilities Co., a Division of MDU  
Resources, Inc.**  
**Extension of Service Area – US Bio Energy**  
**Public Convenience & Necessity**

**Case No. PU-09-649**

**AFFIDAVIT OF SERVICE BY CERTIFIED & REGULAR MAIL**

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Janet Marquart** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **2nd** day of **October, 2009**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

**Notice of Opportunity for Hearing**

The envelope was addressed as follows:

Mr. Donald R. Ball  
Vice President, Regulatory Affairs  
Montana-Dakota Utilities Co.  
400 N 4<sup>th</sup> Street  
Bismarck ND 58501

**Cert. No. 7008 2810 0000 4606 4800**

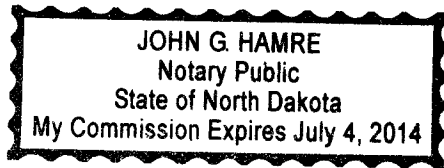
**Janet Marquart** further deposes and says that on the **2<sup>nd</sup>** day of **October, 2009**, she deposited in the United States Mail, Bismarck, North Dakota, **one** envelope by regular mail, with postage fully prepaid, securely sealed, containing a photocopy of the same.

Mr. Daniel Kuntz  
Associate General Counsel  
MDU Resources Group  
PO Box 5650  
Bismarck ND 58506-5650

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this 2<sup>nd</sup> day of **October, 2009**.

SEAL



*Janet Marquart*  
\_\_\_\_\_  
*John G. Hamre*  
\_\_\_\_\_  
Notary Public

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**NOTICE OF OPPORTUNITY FOR HEARING**

**September 29, 2009**


The Commission's July 25, 2007 Order in Case No. PU-07-270 granted to Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. (MDU), a certificate of public convenience and necessity for the construction and operation of a natural gas distribution line to serve US BioEnergy, a new ethanol production facility near Hankinson, North Dakota. In this proceeding, MDU requests that the certificated area be expanded to allow MDU to provide natural gas transportation service to customer locations beyond the existing line. The issues to be considered in this matter are:

1. Need for the service.
2. Fitness and ability of applicant to provide service.
3. Effect on other public utilities providing similar service.
4. Adequacy of proposed service.
5. The technical, financial, and managerial ability of the applicant to provide service.

Those interested are invited to comment on the application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding(s) and the reasons for requesting a hearing. Comments and requests for hearings must be received by **November 13, 2009**. If deemed appropriate, the Commission can determine this matter without a hearing.

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 Darrell Nitschke, Executive Secretary, at least 24 hours in advance.

**PUBLIC SERVICE COMMISSION**

  
\_\_\_\_\_  
**Tony Clark**  
**Commissioner**

  
\_\_\_\_\_  
**Kevin Cramer**  
**Chairman**

  
\_\_\_\_\_  
**Brian P. Kalk**  
**Commissioner**