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RECEIVED

September 18, 2009

Zeviel Simpser
612.977.8865
zsimpser@briggs.com

State Board of Law Examiners
1st Floor, Judicial Wing
600 E Boulevard Avenue
Bismarck, ND 58505-0530

SEP 22 2009

PUBLIC SERVICE COMMISSION

**Re: Motion for Admission Pro Hac Vice
In the Matter of the Application for an Advance Determination of Prudence
for the CapX2020 Group 1 Transmission Projects**

Northern States Power Company, a Minnesota corporation
Case No. PU- 09-678

Otter Tail Power Company
Case No. PU- 09-678

Dear Sir or Madam:

The enclosed motion and affidavits have been filed with the North Dakota Public Service Commission on the date even herewith. Pursuant to Rule 3 of the North Dakota Rules of Admission to Practice, movants for admission Pro Hac Vice enclose for filing the following:

1. Motion for Admission Pro Hac Vice;
2. Affidavit of Priti R. Patel;
3. Affidavit of Michael C. Krikava; and
4. Affidavit of Zeviel T. Simpser.

Please also find three checks in the amount of \$380.00 each for the cost of the filing fees for each said attorney list above. Contact me with any questions or concerns. Thank you.

Sincerely,

BRIGGS AND MORGAN, P.A.

Zeviel Simpser

ZS/rlh

Enclosures

cc: North Dakota Public Service Commission

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

NORTHERN STATES POWER COMPANY,
A MINNESOTA CORPORATION

CASE No. PU-_____

OTTER TAIL POWER COMPANY

CASE No. PU-_____

IN THE MATTER OF THE APPLICATION FOR
AN ADVANCE DETERMINATION OF
PRUDENCE FOR THE CAPX2020
GROUP 1 TRANSMISSION PROJECTS

MOTION FOR ADMISSION PRO HAC VICE

Lawrence Bender, one of the attorneys for Northern States Power Company, a Minnesota corporation (“Xcel Energy”), one of the applicants herein, hereby moves the North Dakota Public Service Commission, pursuant to Rule 3 of the North Dakota Rules of Admission to Practice for an Order granting the admission of Priti R. Patel, Michael C. Krikava and Zeviel T. Simpser permission to appear *pro hac vice* in the above-captioned matters. Grounds for this motion are as follows:

1. Priti R. Patel is Assistant General Counsel for Xcel Energy Services Inc., 414 Nicollet Mall, Minneapolis, Minnesota 55401, the affiliated service company for Xcel Energy.

2. Priti R. Patel is admitted to practice law in the state of Minnesota and is a member in good standing of said bar. Attached herewith as Exhibit A is Priti R. Patel’s affidavit as required by Rule 3 of the North Dakota Rules of Admission to Practice.

3. Priti R. Patel is not presently and has never been subject to a public disciplinary proceeding.

4. Priti R. Patel is not under any restriction or probation in the practice of law in any jurisdiction in which he is licensed.

5. Priti R. Patel is not and has never been suspended or disbarred from a court in any jurisdiction.

6. Priti R. Patel has not appeared in any North Dakota state court proceeding during the last three years and has never registered under Rule 3 of the North Dakota Rules of Admission to Practice.

7. Priti R. Patel has filed a copy of this motion and affidavit with the State Board of Law Examiners on a date even herewith.

8. Priti R. Patel will remit to the State Board of Law Examiners the fee required for an attorney who has been licensed in North Dakota for five years or more.

9. Priti R. Patel will designate Lawrence Bender of the firm Fredrikson and Byron, 200 North Third Street, Suite 150, Bismarck, North Dakota 58501-3879, as an associate attorney admitted and licensed to practice law in the State of North Dakota.

10. Michael C. Krikava is a shareholder in the firm of Briggs and Morgan, P.A., Suite 2200, 80 South 8th Street, Minneapolis, Minnesota, 55402, which has been retained by Applicants Xcel Energy and Otter Tail to represent them in the above referenced cases.

11. Michael C. Krikava is admitted to practice law in the states of Minnesota, Wisconsin and Colorado and is a member in good standing of said bars. Attached herewith as Exhibit B is Michael C. Krikava's affidavit as required by Rule 3 of the North Dakota Rules of Admission to Practice.

12. Michael C. Krikava is not presently and has never been subject to a public disciplinary proceeding.

13. Michael C. Krikava is not under any restriction or probation in the practice of law in any jurisdiction in which he is licensed.

14. Michael C. Krikava is not and has never been suspended or disbarred from a court in any jurisdiction.

15. Michael C. Krikava has not appeared in any North Dakota state court proceeding during the last three years and has never registered under Rule 3 of the North Dakota Rules of Admission to Practice..

16. Michael C. Krikava has filed a copy of this motion and affidavit with the State Board of Law Examiners on a date even herewith.

17. Michael C. Krikava will remit to the State Board of Law Examiners the fee required for an attorney who has been licensed in North Dakota for five years or more.

18. Michael C. Krikava will designate Lawrence Bender of the firm Fredrikson and Byron, 200 North Third Street, Suite 150, Bismarck, North Dakota 58501-3879, as an associate attorney admitted and licensed to practice law in the State of North Dakota.

19. Zeviel T. Simpser is an associate attorney in the firm of Briggs and Morgan, P.A., Suite 2200, 80 South 8th Street, Minneapolis, Minnesota, 55402, which has been retained by Applicants Xcel Energy and Otter Tail to represent them in the above referenced cases.

20. Zeviel T. Simpser is admitted to practice law in the state of Minnesota and is a member in good standing of the Minnesota bar. Attached herewith as Exhibit C is Zeviel T. Simpser's affidavit as required by Rule 3 of the North Dakota Rules of Admission to Practice.

21. Zeviel T. Simpser is not presently and has never been subject to a public disciplinary proceeding.

22. Zeviel T. Simpser is not under any restriction or probation in the practice of law in any jurisdiction in which he is licensed.

23. Zeviel T. Simpser is not and has never been suspended or disbarred from a court in any jurisdiction.

24. Zeviel T. Simpser has not appeared in any North Dakota state court proceeding during the last three years and has never registered under Rule 3 of the North Dakota Rules of Admission to Practice.

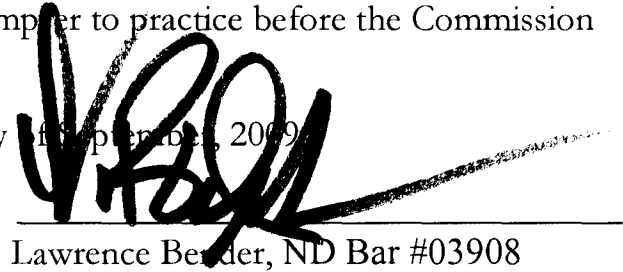
25. Zeviel T. Simpser has filed a copy of this motion and affidavit with the State Board of Law Examiners on a date even herewith.

26. Zeviel T. Simpser will remit to the State Board of Law Examiners the fee required for an attorney who has been licensed in North Dakota for five years or more.

27. Zeviel T. Simpser will designate Lawrence Bender of the firm Fredrikson and Byron, 200 North Third Street, Suite 150, Bismarck, North Dakota 58501-3879, as an associate attorney admitted and licensed to practice law in the State of North Dakota.

28. Pursuant to Rule 3 of the North Dakota Rules of Admission to Practice, I respectfully request the Commission issue an Order granting permission for Priti R. Patel, Michael C. Krikava and Zeviel T. Simper to practice before the Commission *pro hac vice*.

Respectfully submitted this 11th day of September, 2009.



Lawrence Bender, ND Bar #03908

Attorney

Fredrikson & Byron, P.A.

Suite 150

200 North Third Street

Bismarck, ND 58501

COUNSEL FOR NORTHERN STATES
POWER COMPANY

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

NORTHERN STATES POWER COMPANY,
A MINNESOTA CORPORATION

CASE No. PU-_____

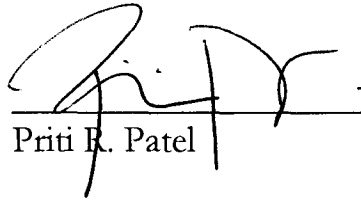
IN THE MATTER OF THE APPLICATION FOR
AN ADVANCE DETERMINATION OF
PRUDENCE FOR THE CAPX2020
GROUP 1 TRANSMISSION PROJECTS

AFFIDAVIT OF PRITI R. PATEL

PRITI R. PATEL being first duly sworn on oath, deposes and says that:

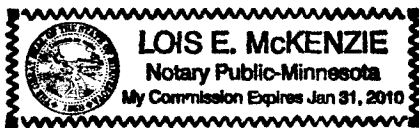
- 1) I am admitted to practice law in the State of Minnesota.
- 2) I have been admitted to practice law in the State of Minnesota for nearly 17 years.
- 3) I am not presently subject to a disciplinary proceeding in any jurisdiction.
- 4) I am not under any restriction or probation in the practice of law in any jurisdiction in which I am licensed.
- 5) I am not now, nor have I ever been suspended or disbarred from a court in any jurisdiction.
- 6) In the prior three years, I have not appeared in any North Dakota actions nor have I registered under North Dakota Supreme Court Rule 3.


[SIGNATURE PAGE FOLLOWS]



Priti R. Patel

Subscribed and sworn to before me this 17th day of September, 2009.





Notary Public
My Commission Expires: 1-31-2010

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

NORTHERN STATES POWER COMPANY,
A MINNESOTA CORPORATION

CASE No. PU-_____

OTTER TAIL POWER COMPANY

CASE No. PU-_____

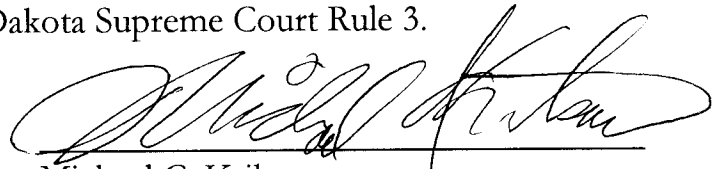
IN THE MATTER OF THE APPLICATION FOR
AN ADVANCE DETERMINATION OF
PRUDENCE FOR THE CAPX2020
GROUP 1 TRANSMISSION PROJECTS

AFFIDAVIT OF MICHAEL C. KRIKAVA

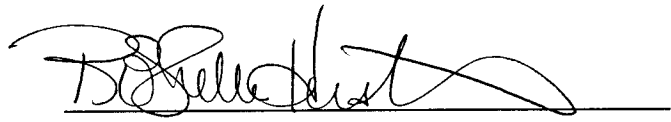
MICHAEL C. KRIKAVA being first duly sworn on oath, deposes and says that:

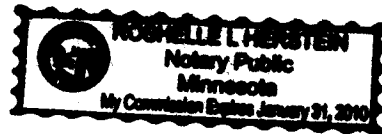
- 1) I am admitted to practice law in the State of Minnesota.
- 2) I have been admitted to practice law in the State of Minnesota for approximately 22 years.
- 3) I am admitted to practice law in the State of Wisconsin.
- 4) I have been admitted to practice law in the State of Wisconsin for approximately six years.
- 5) I am admitted to practice law in the State of Colorado.
- 6) I have been admitted to practice law in the State of Colorado for approximately seven years.
- 7) I am not presently subject to a disciplinary proceeding in any jurisdiction.
- 8) I am not under any restriction or probation in the practice of law in any jurisdiction in which I am licensed.
- 9) I am not now, nor have I ever been suspended or disbarred from a court in any jurisdiction.

- 10) In the prior three years, I have appeared in no North Dakota actions and I have not registered under North Dakota Supreme Court Rule 3.


Michael C. Krikava

Subscribed and sworn to before me this 10th day of September, 2009.


Notary Public
My Commission Expires: 1/31/2010



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

NORTHERN STATES POWER COMPANY,
A MINNESOTA CORPORATION

CASE No. PU-_____

OTTER TAIL POWER COMPANY

CASE No. PU-_____

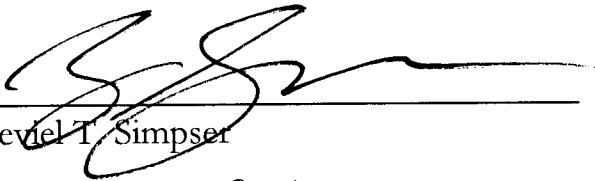
IN THE MATTER OF THE APPLICATION FOR
AN ADVANCE DETERMINATION OF
PRUDENCE FOR THE CAPX2020
GROUP 1 TRANSMISSION PROJECTS

AFFIDAVIT OF ZEVIEL T. SIMPSE

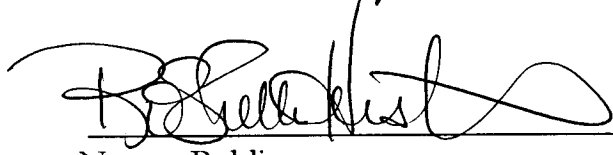
ZEVIEL T. SIMPSE being first duly sworn on oath, deposes and says that:

- 1) I am admitted to practice law in the State of Minnesota.
- 2) I have been admitted to practice law in the State of Minnesota for approximately two years.
- 3) I am not presently subject to a disciplinary proceeding in any jurisdiction.
- 4) I am not under any restriction or probation in the practice of law in any jurisdiction in which I am licensed.
- 5) I am not now, nor have I ever been suspended or disbarred from a court in any jurisdiction.
- 6) In the prior three years, I have appeared in no North Dakota actions and I have not registered under North Dakota Supreme Court Rule 3.

[SIGNATURE PAGE FOLLOWS]


Zeviel T. Simpson

Subscribed and sworn to before me this 10 day of September, 2009.


Notary Public
My Commission Expires: 1/31/2010

