



Public Service Commission
State of North Dakota

COMMISSIONERS

Kevin Cramer
Tony Clark
Brian P. Kalk

Executive Secretary
Darrell Nitschke

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

28 December 2009

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
Phone 701-328-2400
Toll Free 1-877-245-6685
Fax 701-328-2410
TDD 800-366-6888 or 711

Re:

Otter Tail Power Company
Advance Determination of Prudence-
CapX2020 Group 1
Application
Case No. PU-09-676

Northern States Power Company
Advance Determination of Prudence-
CapX2020 Group 1
Application
Case No. PU-09-678

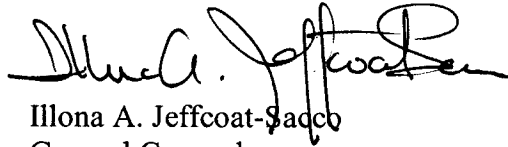
Dear Mr. Hoberg:

Enclosed is a request for an Administrative Law Judge in the captioned cases. The hearing is tentatively scheduled for the 6th and 7th of April, 2010, starting at 9:00 a.m. in the Commission Hearing Room, 12th floor, State Capitol. When the Notice of Hearing is issued we will forward that to you.

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

enclosures
c: w/encl.

Dean Pawlowski
Lawrence Bender
Priti R. Patel
Michael C. Krikava
Zeviel T. Simpson

5 **PU-09-676** Filed: 12/28/2009 Pages: 3
Request for Administrative Law Judge



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 Otter Tail Power Company, Advance Determination of Prudence, Application - Case No. PU-09-676
 & Northern States Power Company, Advance Determination of Prudence, Application - Case No. PU-09-678

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code Section 49-05-16 _____ (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:
 Xcel Energy applied for an Advance Determination of Prudence for the CapX2020 Group 1 Transmission Projects, simultaneously with
 Otter Tail Power Company, for the construction of four high-voltage transmission line projects.

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 See Attached	Address	Telephone Number
Representation	Address	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number

Additional Comments
 The hearing is tentatively scheduled for the 6th and 7th of April, 2010, starting at 9:00 a.m. in the Commission Hearing Room,
 12th floor, State Capitol.

(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 Illona A. Jeffcoat-Sacco	Date 28 December 2009
Signature of Requesting Person X	Telephone Number 701-328-2407

Attachment
 Request for ALJ
 28 December 2009

Otter Tail Power Company
Advance Determination of Prudence–CapX2020 Group 1
Application
Case No. PU-09-676

Northern States Power Company
Advance Determination of Prudence–CapX2020 Group 1
Application
Case No. PU-09-678

AGENCY	Address	Telephone Number
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
Representation Illona Jeffcoat-Sacco	Address Same as above	Telephone Number 701-328-2407
PARTY Northern States Power Company	Address 2302 Great Northern Drive Fargo, North Dakota 58102	Telephone Number (701) 241-8632
Representation Lawrence Bender Fredrikson and Byron, P.A.	Address 200 North Third Street Suite 150 Bismarck, North Dakota 58501-3879	Telephone Number (701) 221-4020
PARTY Otter Tail Power Company	Address 215 South Cascade Street PO Box 496 Fergus Falls, Minnesota 56538-0496	Telephone Number 218-739-8200
Representation Dean Pawlowski, Legal Counsel, Otter Tail Power Company	Address 215 South Cascade Street PO Box 496 Fergus Falls, Minnesota 56538-0496	Telephone Number 218-739-8200
PARTY	Address	Telephone Number
Representation	Address	Telephone Number