

## Jeffcoat-Sacco, Illona

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**From:** Simpser, Zeviel (Zev) [ZSimpser@Briggs.com]  
**Sent:** Friday, April 23, 2010 3:15 PM  
**To:** Jeffcoat-Sacco, Illona  
**Cc:** KMcCloud@midwestiso.org; Bendish, Annette M.; JGilbertson@vogellaw.com  
**Subject:** RE: CapX2020 - ND PSC (Case Nos. PU-09-676/678)

Dear Ms. Jeffcoat-Sacco:

Applicants agree to the proposed schedule for the filing of testimony by MISO.

Sincerely,

**Zeviel Simpser**  
**Attorney**

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**BRIGGS AND MORGAN**

**From:** Jeffcoat-Sacco, Illona [mailto:ijs@nd.gov]  
**Sent:** Friday, April 23, 2010 2:56 PM  
**To:** Simpser, Zeviel (Zev)  
**Cc:** KMcCloud@midwestiso.org; Bendish, Annette M.; JGilbertson@vogellaw.com  
**Subject:** FW: CapX2020 - ND PSC (Case Nos. PU-09-676/678)

Zev, given that the testimony filing schedule is simply an agreement between the companies and staff, and was not filed until last week, and the MISO testimony is not expected or intended to advocate any position, I told Kim that I would agree to a later filing date for MISO testimony and I would ask you to do so, as well.

I suggested the 13<sup>th</sup> of May. This corresponds with the date by which the companies must file rebuttal testimony and allows time for staff and the companies to file any response to the MISO filing that they might deem necessary.

So, if you are agreeable, MISO's testimony would be filed by the 13<sup>th</sup> of May, and if staff or the companies need to file any response to the MISO testimony, I suggest that it would be due 20 May (consistent with the due date for Staff's response to Applicant's rebuttal). Any problem with this?

**Illona A. Jeffcoat-Sacco**  
ND PSC  
701-328-2407 (fax 2410)  
[ijs@nd.gov](mailto:ijs@nd.gov)

**From:** Kim McCloud [mailto:KMcCloud@midwestiso.org]  
**Sent:** Friday, April 23, 2010 1:27 PM  
**To:** Jeffcoat-Sacco, Illona  
**Cc:** Bendish, Annette M.; Keith Beall  
**Subject:** CapX2020 - ND PSC (Case Nos. PU-09-676/678)

Hi Ms. Jeffcoat-Sacco and Ms. Bendish:

I appreciated both of your quick responses to my questions today.

1. As a follow-up to our phone conversation today regarding Keith Beall's request for an extension of time to submit the Midwest ISO's testimony related to the above proceedings, I am confirming that there is no formal process required on our part to do so.

2. Mr. Beall has confirmed that the Midwest ISO will file on or before May 13, 2010 but will most likely file by May 7, 2010.

Please let us know if you need anything related to this proceeding, and again, thank you for your assistance.

**Kim McCloud**

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