



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
Tony Clark
Brian P. Kalk

Executive Secretary
Darrell Nitschke

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

24 February 2010

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

Re:
Case No. PU-10-18
Otter Tail Power Company
2010 Renewable Resource Cost Recovery Adjustment Factor

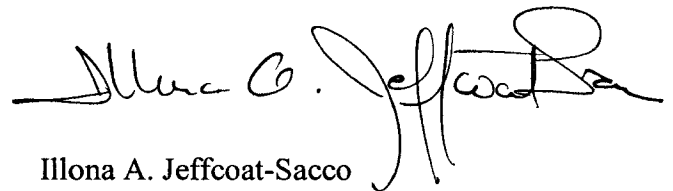
Dear Mr. Hoberg:

Enclosed is a request for an Administrative Law Judge in the captioned case. As of yet, no Notice has been issued in this case. When a notice is issued, a copy will be forwarded to your office.

The Administrative Law Judge will serve as a procedural law judge and any hearing will be electronically recorded.

If you have any questions, please contact me. Thank you.

Sincerely,



Illona A. Jeffcoat-Sacco
General Counsel

enclosure

c/w enclosure:

Jacob C. Hendricks - jhendricks@felhaber.com

Richard J. Savelkoul - rsavelkoul@felhaber.com

Bruce Gerhardson - bgerhardson@ottertail.com

Richard J. Johnson - JohnsonR@moss-bamett.com

Michael J. Bradley - BradleyM@moss-bamett.com

Ron Spangler, Kavita Maini, Thomas R Brause, Larry Schedin, Bernadeen Brutlag

15 **PU-10-18** Filed: 2/24/2010 Pages: 3
Request for an 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 case No. PU-10-18, Otter Tail Power Company 2010 Renewable Resource Cost Recovery Adjustment Factor - Tariff

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code Chapter 49-05 (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:
 On 12/31/09 Otter Tail Power Company filed a request for approval of its 2010 Renewable Resource Cost Recovery Adjustment Factor filed under its Renewable Resource Cost Recovery Rider for recovering costs associated with Langdon, Ashtabula, and Luverne wind farms

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
 As of yet, no Notice of Hearing has been issued in this case. When a notice is issued, a copy will be forwarded to your office.

(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, General Counsel	Date 24 February 2010
Signature of Requesting Person X	Telephone Number 701-328-2407

Attachment
 Request for ALJ
 24 February 2010

Case No. PU-10-18
 Otter Tail Power Company
 2010 Renewable Resource Cost Recovery
 Adjustment Factor

AGENCY	Address	Telephone Number
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
Representation: Illona A. Jeffcoat-Sacco, General Counsel	Address Same as above	Telephone Number 701-328-2407
Annette Bendish, PSC Advocacy Staff Counsel	Address Same as above	Telephone Number 701-328-2421
PARTY Otter Tail Corporation	Address 215 S Cascade St PO Box 496 Fergus Falls MN 56538-0496	Telephone Number 218-998-7108
Representation Mr. Bruce Gerhardson Associate General Counsel Otter Tail Corporation And Michael J. Bradley & Richard J. Johnson Moss & Barnett	Address Same as above 4800 Wells Fargo Ctr 90 S 7th St Minneapolis MN 55402	Telephone Number 218-998-7108 612-877-5275
PARTY the "North Dakota Large Industrial Energy Group" or "Large Industrial Group" Goodrich Corporation, Cargill Corporation, Cavendish Farms, Inc., Archer Daniels Midland Company, ComDel Innovation and Tharaldson Ethanol LLC		
Representation Mr. Richard J. Savelkoul, Attorney Falhaber Larson Fenton & Vogt PA And Jacob C. Hendricks, Esq Falhaber Larson Fenton & Vogt PA	Address 444 Cedar Street, Ste 2100 St Paul MN 55101- 2136 220 S 6th Street, Ste 2200 Minneapolis MN 55402	Telephone Number 651-312-6042 612-373-8575