

Bauske, Shelly A.

From: Bauske, Shelly A.
Sent: Thursday, May 13, 2010 1:56 PM
To: 'Colleen Park'
Subject: Case No. PU-10-59 - Notice of Opportunity for Hearing
Attachments: 005-010.docx

Colleen (colleen@ndna.com)
North Dakota Newspaper Association

Please have the attached Notice of Opportunity for Hearing published one time as a legal publication in the next issue of the ten daily newspapers:

Devils Lake Journal
Grand Forks Herald
Minot Daily News
The Bismarck Tribune
The Daily News
The Dickinson Press
The Fargo Forum
The Jamestown Sun
Valley City Times-Record
Williston Daily Herald

Do not publish in the classifieds. Please run it as a "News Item Only" article as well.

Send the bill to the Public Service Commission along with a tear sheet for billing purposes.

Please confirm via email that you received this request.

If you have any questions or cannot open the file, please call me at 328-4070 or email.

Thank you.

Shelly Bauske

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Northern States Power Company
Aggregators of Retail Customers
Investigation**

Case No. PU-10-59

NOTICE OF OPPORTUNITY FOR HEARING

May 12, 2010

On March 1, 2010, Northern States Power Company (NSP) filed comments and a request for action prohibiting the operation of Aggregators of Retail Customers (ARCs). ARCs would aggregate retail customer load reductions and sell the resulting energy in the Midwest Independent System Operator (Midwest ISO) wholesale energy market.

NSP states that a Midwest ISO federal tariff filed to comply with Federal Energy Regulatory Commission Order 719 would authorize ARCs to begin operating as soon as June 1, 2010, unless the Public Service Commission takes action to prohibit ARC operations. NSP contends that operation of ARCs may negatively impact customer rates, system reliability and existing demand response programs.

Those interested are invited to comment in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearings must be received by **June 22, 2010**. If deemed appropriate, the Commission can determine these matters without a hearing. The issues to be determined in this proceeding are:

1. Whether ARC operations constitute resale of electricity by retail customers prohibited under North Dakota Administrative Code Section 69-09-02-15 unless the rate schedule under which the customer receives service specifically provides for resale?
2. Whether the Commission should prohibit or regulate the operation of ARCs and if operation should be regulated then how and to what extent?

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 the Commission.

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