

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

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

Case No. PU-10-59

AFFIDAVIT OF SERVICE BY CERTIFIED & REGULAR MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Shelly A. Bauske deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **13th** day of **May, 2010**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

Notice of Opportunity for Hearing

The envelope was addressed as follows:

Allen Krug
Managing Director
Regulatory Administration
Xcel Energy
PO Box 2747
Fargo ND 58108-2747

Cert. No. 7009 2820 0001 0934 2957

Shelly A. Bauske further deposes and says that on the **13th** day of **May, 2010**, she deposited in the United States Mail, Bismarck, North Dakota, **one** envelope by regular mail, with postage fully prepaid, securely sealed, each containing a photocopy of the same.

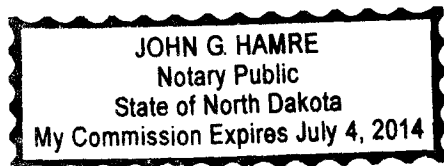
The envelope was addressed as follows:

David H. Sederquist
Sr. Consultant, Regulation & Finance
Xcel Energy
PO Box 2747
Fargo ND 58108-2747

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this 13th day of May, 2010.

SEAL



Shelly A Bauska

John G. Hamre
Notary Public

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

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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.

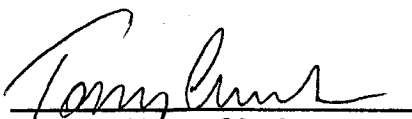
NSP states that a Midwest ISO federal tariff filed to comply with Federal Energy Regulatory Commission Order 719 would authorize ARCs to begin operating as soon as June 1, 2010, unless the Public Service Commission takes action to prohibit ARC operations. NSP contends that operation of ARCs may negatively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

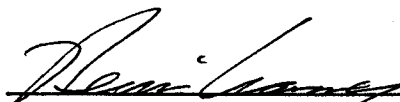
1. Whether ARC operations constitute resale of electricity by retail customers prohibited under North Dakota Administrative Code Section 69-09-02-15 unless the rate schedule under which the customer receives service specifically provides for resale?
2. Whether the Commission should prohibit or regulate 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.

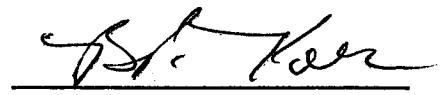
PUBLIC SERVICE COMMISSION



**Tony Clark
Commissioner**



**Kevin Cramer
Chairman**



**Brian P. Kalk
Commissioner**