

PROPOSAL

Prepared for:

State Of North Dakota



**NORTH DAKOTA PUBLIC SERVICE COMMISSION
PUBLIC UTILITIES DIVISION
600 E Boulevard Ave, Dept 408
Bismarck, ND 58505-0480**

May 25, 2010

RFP Number: PU-10-123

***Consultants Services for post-construction inspection at energy
conversion and transmission facility sites***

RFP Date of Issue: April 28, 2010



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Engineering, Environmental, & Regulatory Affairs Professionals

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I. Introduction

Keitu Engineers & Consultants, Inc. (Keitu) is pleased to submit this Request for Proposal to the North Dakota Public Service Commission in response to the April, 28, 2010 solicitation for RFP Number: PU-10-123 to acquire consultant services for post-construction inspection at energy conversion and transmission facility sites. Keitu Engineers & Consultants, Inc. is currently on the list of approved vendors for the State of North Dakota and certified as a women-owned business by the ND Department of Commerce Division of Economic and Finance.

Keitu has assembled the project team, technology and resources to provide consultant services for the list of pending post-construction siting inspections and PSC orders for granting corridor certificate and route permits. Keitu Engineers & Consultants, Inc. staff will comply with all provisions in RFP Number PU-10-123. Our staff is located in Mandan, ND literally within a few driving minutes of the North Dakota Public Service Commission offices. Keitu will perform the work in the field and at its Mandan office. Pertinent contact information includes:

Keitu Engineers & Consultants, Inc.
2610 Old Red Trail, Suite C
PO Box 98
Mandan, ND 58554-0098

Kathleen Spilman, PE, Managing Director
Timothy Spilman, Project Manager

Telephone: (701) 667-1800
Fax Number: (701) 667-1802

Internet website: www.keitu.com

Kathleen Spilman is Managing Director and President of the company and is empowered to bind the company into a time and material contract. Her signature is on the letter of transmittal confirming the schedule of fees in support of our proposal. We understand and accept the project budget limitation for siting inspections listed in Attachment 6 of RFP PU-10-123.

We have reviewed and will meet the requirements to enter into the Purchase of Service Agreement (Attachment 1 of RFP PU-10-123). We confirmed verbally with our insurance carrier that our policy meets the insurance requirements outlined in the RFP including the required Waiver of Subrogation clause. Keitu has also reviewed the Risk Management Appendix (Attachment 2 of RFP PU-10-123) and will comply with its terms.

Keitu Engineers & Consultants, Inc. will disclose any instances where the firm or any individuals working on the contract has a possible conflict of interest.

Keitu's team looks forward to the opportunity to provide professional, cost-effective, on-time, and high-quality services to the North Dakota Public Service Commission, Public Utilities Division.

II. Understanding of the Project

Objective A: Understanding of the purpose and scope of the project.

The North Dakota Energy Conversion and Transmission Facility Act authorizes the Public Service Commission to determine that the location, construction, and operation of jurisdictional energy conversion and transmission facilities will produce minimal adverse effect on the environment and the welfare of the citizens of North Dakota. Post-construction inspections of jurisdictional energy conversion and transmission facilities are required to ensure the projects were completed in compliance.

The North Dakota Public Service Commission, Compliance and Competitive Markets Division, is soliciting proposals for post-construction inspections to ensure that energy conversion and transmission facilities have been constructed in compliance with the siting laws and rules and the applicable Findings of Fact, Conclusions of Law, and Order with prompt reporting to the Commission of any suspected non-compliance conditions.

The Commission staff working under the supervision of Project Manager, Pat Fahn, will work with Keitu Engineers & Consultants, Inc. on a limited basis to identify the projects for post-construction inspection, relevant laws and rules, and commission precedent. Commission staff will assist in providing materials obtained by the Commission to be used for siting inspections.

Keitu Engineers & Consultants, Inc. will provide necessary property and equipment for completion of post-construction inspections in a safe manner. The Commission is not to provide any property or equipment. Keitu will follow the Safe Practices Manual for each company while performing on-site siting inspections.

Keitu will obtain the "Order Granting Corridor Certificate and Route Permit" for each of the 23 construction projects completed. It will review, evaluate, and provide specific follow-up documentation for all the Commission's Orders. To accomplish this, post-construction siting inspections will be required to certify that the energy conversion and transmission facility siting has been constructed in compliance with the siting laws and rules and the applicable Findings of Fact, Conclusions of Law, and Order. The list of projects may increase as construction of pending siting projects is completed and the Commission determines that assistance with post-construction inspections is needed.

Inspector(s) will be responsible for assuring the terms of the permit along with associated regulations are kept in compliance and appropriate actions are delivered in the areas of pipeline construction, tree and shrub inventory, tree and shrub clearing, tree and shrub

mitigation, water crossings, damage reporting, and reclamation. The Inspector(s) will promptly report to the Public Service Commission on any notice of actions not in compliance with the PSC, federal, or state regulations.

The projects requiring post-construction siting inspections are wind farms, high voltage 230 KV electric transmission lines, pumping stations, oil/gas pipelines. Keitu Engineers & Consultants, Inc. and its staff are in a unique situation to provide this service for the PSC. The firm prepared the corridor and route permits for submission to the PSC for the Alexander Crude Oil Pipeline project submitted in 2007. In conjunction with that project, the firm obtained permits from the US Corps of Engineers, County Engineer and ND Department of Transportation for the project. We also reviewed construction implications and provided some construction oversight with compliance with these provisions. However of most and immediate importance was “provision S’ of the US Forest Service permit. Keitu provided project oversight for the portion of the project on Federal lands and certification that the project was construction in compliance with US DOT regulations. Keitu is currently preparing corridor and route permits for submission to the PSC for the Four Bears Pipeline.

As part of quality assurance, Keitu’s office manager will keep a project by project spreadsheet of direct and indirect costs of each project to make sure project costs stay within the siting fee balance. The RFP in section 3.01 also spells out that performance will be monitored for each siting project.

Keitu has expertise in regulatory compliance, civil engineering, electrical engineering, environmental, wetland delineation, and GIS mapping and data management. Keitu has personnel with experience planning, designing, and constructing electric transmission lines and substation. They also have experience in performing electrical system studies for wind farms. Personnel also have experience in planning, siting, designing and construction pipeline for crude oil and natural gas. Pumping system siting and facility audits have also been conducted by Keitu personnel.

Objective B: Pertinent issues & problems related to the project.

Keitu Engineers & Consultants, Inc. has the staff and expertise to handle post-construction siting inspections for wind farms, transmission lines and reroutes, pumping stations, pipelines, and river crossings. Usually the Findings of Fact, Conclusion of Law and Order established by the PSC spells out the issues and problems. The PSC also establishes a table with exclusion and avoidance areas that must be followed and the projects are reviewed by various administering agencies. It is aware of issues and problems related to these projects.

Amendments to initial filings for the routing permit, siting application, and corridor certificates may occur. Waiver or reduction of procedures also occurs. These can be an issue and cause problems. Review of amendments and wavier or reduction of procedures are part of the preparation before conducting on-site inspections.

Sometimes as built drawings may not be completed. This is an issue that causes problems with post-construction siting inspections.

Wind farms can have many issues and problems. The wind farm must be located away from avoidance areas. Issues and problems can arise with noise issues. Sound intensity is always a concern to nearby farm. Set backs from residence can keep noise levels to acceptable levels. Waterfowl production areas and wetlands are issue that must be address prior to construction and verification that these areas were not disturbed. Botany/wildlife field surveys are required and can cause issues. Routing may have to change due to nesting periods, etc. Cultural resource inventories (CRI) are conducted to make sure these areas are not disturbed. Class I survey is a research survey. Class III is a field survey. Staging areas must also be considered as part of the project. Cultural discovery can occur discovered during construction. Follow up must require that cultural discovery was handled properly. Lighting coming off the towers and substation can be an issue where landowners will complain. Any construction site has issues with storm water drainage. Post-construction inspections require examination of water runoff. Irrigation systems can cause problems for wind tower farms. Post-construction inspections require the inspector to be aware irrigation systems may exist and make sure they are not an issue. During site inspections, as-built drawings post construction must be verified of tower siting, electrical collection and communication lines, access roads, operations and maintenance buildings, and possible meteorological towers. Television and radio interference are always discussed as an issue. Consideration must address this issue for problems.

After construction, PSC granting orders usually require reclamation, fertilization, reseeding. Also fence repair and replacement may be required. Tree and woody vegetation replacement are also issues. Removal of waste and restoration of the site area are also consideration. Inspection must include these issues for related problems.

High voltage transmission line reroutes and new constructions have issues and problems as well. North Dakota will have to increase its transmission capacity by at least 370 miles of new 230 kV transmission lines which are being constructed or will be constructed to accommodate new wind farms in the state. Given the enormity of the investment, the resolution of the issue who will pay for the new transmission is crucial. This is an issue and a problem. Regional generation outlet studies, Eastern Interconnection Planning (EIP) and the Upper Midwest Transmission Development Initiative are used to assist in the planning of transmission lines. Siting must be located based on issues that require verification after construction. Waterfowl Production areas and wetlands are issue that must be address prior to construction and verification that these areas were not disturbed. Cultural resource inventories (CRI) are conducted to make sure these areas are not disturbed. Class I survey is a research survey. Class III is a field survey is conducted usually 100 feet on either side of the line. Cultural discovery can occur during construction. Follow up must require that cultural discovery was handled properly. Irrigation systems can cause problems for power lines. Post-construction inspections require the inspector to look for irrigation systems may exist and make sure they are not an issue. During site inspections, as-built drawings post construction must

be verified for structure siting along the corridor certificate. Structure move request and approval changes must be considered. Television and radio interference are always discussed as an issue. Consideration must address this issue for problems. Transmission lines of 230 Kv are not considered to have television or radio interference. Transmission lines should be verified for interconnects (tie-ins to substations or other transmission). Utility permits, construction permits and highway crossing permits are requirements of transmission lines.

After construction, PSC granting orders usually require reclamation and reseeded. Also fence repair and replacement may be required. Tree and woody vegetation replacement are also issues and are part of the tree mitigation reporting. Removal of waste and building materials with restoration of the transmission are also consideration. Inspection must include these issues for related problems.

Pumping stations are located along a pipeline to increase the pressure in the line. Constructions of pumping stations have issues and problems also. A botany/wildlife survey is required. Construction may be delayed during nesting seasons for birds. In the fall when whooping cranes migrate south for the winter, should they settle on the property construction, construction should be delay for a day until the birds move on. A cultural resource inventory of the property must be conducted prior to construction. The location may have to be relocated if necessary. Distances from historical sites may also be a factor. Water production areas and wetland area are not to be constructed on. avoidance and exclusion areas are established and followed. Pumping stations require storm water discharge permits. Runoff from the site should be reviewed as it can be a problem. Post-construction site inspections for pumping stations require main focus is review of the as built drawings on site, verification of input and output pressure of the pipeline, and sound intensity levels coming from the station. Sound intensity is an issue to nearby residences. The pumping station site should be set back such that the noise is not an issue. Less than 50 dBA at the nearest residence is usually the rule. Pumping stations are usually siting a good distance from residences for safety reasons as well. Pumping stations may also require verification of the tree/shrub inventory in the tree mitigation report

The construction of a pipeline and the associated systems can pose risk to the environment. Potential biological impacts include wildlife and wildlife habitat, erosion, and sedimentation. Botany/wildlife field surveys are required and can cause issues. Routing may have to change due to nesting periods. Compliance with permit provisions is essential to avoid these issues. Waterfowl Production areas, river crossings, and wetlands are issue that must be address prior to construction and verification that these areas were not disturbed. Exclusion and avoidance issues again apply for pipelines. New constructions of pipelines usually have pipeline companies requesting waiver or reduction of procedures. Cultural resource inventories (CRI) are conducted to make sure pipelines don't disturbed these areas. Class I survey is a research document survey. Class III is a field survey. Staging areas must also be considered as part of the project. Cultural discovery can occur discovered during construction. Final routing should avoid cultural sites and isolated finds. Follow up must require that cultural discovery during

construction was handled properly. Construction right of way has issues with storm water drainage. Improper storm water drainage can cause sedimentation in low area. Post-construction inspections require a review of possible sedimentation. Pipelines are required to bore roads to prevent future erosion of soil or a sinking of a trench. A review of road crossing to verify roads were bored may be part of the PSC orders granting. Usually the county road superintendent or state highway engineer verifies road bores. Keitu will review aerial maps to verify boring of roads and look for sediment deposits. During site inspections, as-built drawings post construction must be verified. GIS data may be available to identify the pipeline location. In reviewing aerial maps one can usually see surface scaring from installation of a pipeline. Pipeline interconnects must be verified to assure the pipeline is in operation. Cathodic protection must be verified that it is installed and working. The pipeline usually has stations along the line where amp readings are taken to assure the steel pipeline is protected against corrosion. Pipeline companies have one year from the date the pipeline comes on line to have cathodic protection installed and working. Sometimes surface appurtenances can cause problems. Location of these need to be sited to meet state and federal agency approvals. An example of this might be: the State Historical Board may require pig launchers to be a ½ mile from a State Historical Site of Marker.

After construction, PSC granting orders usually require reclamation, fertilization, reseeding. Also fence repair and replacement may be required. Tree and woody vegetation replacement are also issues and require a tree/shrub inventory plan. It is always a problem to verify the inventory plan and how many tree survived planting. Monitoring of the results is a continuing effort. Removal of waste and restoration of the site area are also consideration. Landowners usually require clean up of these items and pipeline companies want to keep land owners happy. Inspection must include these issues for related problems.

A post-construction siting inspection for pipeline river crossing issues is relatively easy to identify and report. The Dakota Gasification Lake Sakakawea pipeline crossing is a replacement line. The post-construction siting inspection will require the inspector to verify the two ends of the pipeline are on both sides and that the 404 Corp Permit was followed. The old crossing will be retired in place. Again as with all of the projects, the Findings of Fact, Conclusion of Law and Order established by the PSC spells out primary issues and problems that must be reviewed in the post-construction inspection.

We believe we are prepared to accurately and objectively manage these issues as we assist the North Dakota Public Service Commission with these projects.

Objective C: Offeror demonstrates an understanding of the deliverables the State expects to provide.

If awarded the contract, one of the first steps the Keitu staff would take is to review the project files – specifically all permits submitted to the PSC relating to the project. Keitu intends to assure an inspection of the post-construction siting items identified in each

Findings of Fact, Conclusions of Law and Order for each construction project is addressed.

PSC Commission staff will work with Keitu on a limited basis to identify scope of work projects, help identify the relevant laws and rules, and commission precedent. Commission will provide public information requests that Keitu has for information.

Keitu Engineering will provide specific necessary property and equipment for completion of post-construction inspections in a safe manner. As with all construction projects, hazards exist to project personnel. Each of the Keitu field staff have completed a 10-hour OSHA construction or general industry safety course and will be provided with a complete complement of personal protective equipment including hardhats, safety glasses, steel toe footwear, snake chaps (where appropriate) and hearing protection in addition to hot and cold weather gear. Keitu will also follow the safe practices manual of each company while on-site inspections are occurring

The work is to be performed, completed, and managed at sites of various energy conversion and transmission facility projects throughout North Dakota. The Keitu staff will be housed at the firms Mandan, ND's offices located at 2610 Old Red Trail, Suite C in Mandan. All necessary field equipment for its employees will be provided by the firm.

Keitu will provide a specific documented report for each siting project certifying that the energy conversion and transmission facility siting project has been constructed in compliance with the siting laws, rules, and applicable Findings of Fact, Conclusions of Law, and Order.

No specific minimums have been set for this FRP. Keitu shall provide experienced field personnel with at least a two year college degree. Wetland issues will be reviewed a staff specialist with a degree in biology and prior formal training in wetland delineation methods. Post construction on site inspections will be performed by a person with a engineering degree. All personnel have prior experience involved with the permitting, construction techniques, and inspections.

As part of quality assurance, Keitu's office manager will keep a project by project spreadsheet of direct and indirect costs of each project to make sure project costs stay within the siting fee balance. The RFP in section 3.01 also spells out that performance will be monitored for each siting project.

Keitu Engineers & Consultants are to provide monthly invoices for number of hours worked times the contract rate, plus any necessary costs of travel for inspection. The cost of Keitu consulting services for post-construction inspection is not to exceed the siting fee balance as of April 2010 identified in Attachment 6 of the RFP. Keitu agrees to payment services received under contract. Keitu agrees on the schedule of events for the contract. The contract will start on June 17, 2010 and will close out on June 30, 2011. Keitu is responsible for the completion of all work set out in the contract.

It is important to note that due to the amount of work included in this proposal, a discount from our standard rates has been incorporated into our bid. As the backlog in projects is eliminated, Keitu would expect to return to its traditional price structure for subsequent contract periods.

Keitu will comply with professional licensing requirements, and provide copies of certifications, if required. We will follow all federal requirements identified in conclusions of law for each siting project and additional requirements that will be identified by the Commission Staff and Keitu Engineers & Consultants, Inc.

Objective D: Offeror demonstrates an understanding of the State's time schedule and can meet it.

Keitu understands that the contract starts June 17th, 2010 and that the work period is through June 30, 2011. Keitu has 8 permanent employees and 5 seasonal engineering interns that can assist in the project. Three are degreed engineers with master level of education. Two are staff consultants and two are staff specialist in biology and environmental health. Additional staff consultants, all with at least a bachelorette degree in their area of practice are available to support this project. All staff has a background and experience with using GIS equipment for mapping. The company also has a permanent fulltime office manager. Staff will be assigned to the project as needed.

Keitu Engineering project manager will be the primary individual assigned to the post-construction siting inspections project. The project manager has over 20 of relevant construction experience in electric transmission, oil and natural gas pipelines, and energy conversion facilities. He has BS degrees in electrical and civil engineering with a master's degree in management. The services of the project manager will be backed up by the Keitu Managing Director who also has direct field experience with pipeline construction and crude oil operations. The primary biological specialist will be backed up by an environmental scientist, natural resource manager and/or an environmental engineer if needed. All staff has experience in pipelines and regulatory issues. These individuals will be made available for the duration of the project.

These staff assignments will be made upon contract award. Keitu looks forward to assisting the North Dakota Public Service Commission in construction oversight and implementation of compliance on a schedule that is mindful of North Dakota Public Service Commission's project schedule. Keitu has seven professionals that can be involved with the construction services available and will coordinate with the Commission as required.

Keitu understands the Commission will set a timeline when the voluntary procedural schedule is established with Keitu Engineers & Consultant, Inc. and North Dakota Public Service Commission.

The following is a best estimate timeline schedule Keitu proposes based on information provided in the request for proposal (RFP):

May 26, 2010	Proposal Due
June 2, 2010	Notice of Intent to Award
June 16, 2010	State issues contract
June 17, 2010	Keitu can officially start contract
June 30, 2011	Keitu's contract ends

The State reserves the right to extend the contract period for an additional period of time beyond the normal expiration date of the contract, upon mutual written agreement by both parties.

Objective E: Offeror's proposal submitted responsive to all material requirements

Keitu Engineers & Consultants, Inc. understands it is to provide all materials to perform the consulting services for post-construction siting inspections. We have read, understand, and will provide all materials spelled out in the proposal information. Keitu will verify the Attachment 5 for the RFP "Checklist for Offerors" to make sure all information is provided.

The table of contents and body of the proposal include all material requirements.

III. Methodology Used for the Project

Objective A: Approach to fulfilling the requirements of the RFP.

Keitu Consultant has enclosed this proposal to fulfill the requirements of the RFP. The Table of Contents identifies locations and page numbers. Bold headers were also used to assist in helping find information more conveniently.

Keitu Engineers & Consultants, Inc. uses a Project Manager-based system for managing projects and ensuring quality. The purpose of the Project Manager is to ensure the maximum extent practicable, client satisfaction and to give the best value. The primary means of accomplishing this is through communication about the tasks that will be completed, the labor and cost and the schedule for completion. Project management is initiated within Keitu during the proposal stage. Key staff are assigned and committed to the project at the proposal stage. All four proposed staff members will be assigned to this project for its duration as primary project staff members. Mr. Timothy Spilman is proposed as Project Manager.

Project Communication

We maintain formal communication procedures (written summaries of communication) which are placed in the project file. We anticipate submitting a monthly formal status report to the designated client contact and a weekly informal status email report, if desired.

Financial Management

The Project Manager receives cost to date information weekly to ensure the project remains on budget. Invoices are prepared and submitted monthly. Invoices also include a summary of all work completed and issues or action items needing completion in the next month.

We are committed to fiscally managing the project as if your funds were ours. Each member of the staff understands the Project Manager's expectations and completes their tasks in a timely fashion and to the Project Manager's expectations.

Ensuring Performance

Performance is ensured in a variety of different ways. Foremost is through effective communication. Second, is through internal reviews. All work products and deliverables are reviewed for content and quality prior to being delivered to the client.

A weekly Keitu staff meeting and project status is typically held each Friday to validate adequate progress for each project by the Managing Director. Reassignment of available resources will occur as project needs arise.

Problem Solving and Resolution

Problems periodically arise during a project. The Project Manager is the primary person responsible for the resolution of technical, procedural or contractual problems. He is responsible for communicating these problems with the client.

Responsibility for Project Deliverables

The ultimate responsibility for the project deliverables is the responsibility of the Project Manager, Timothy Spilman.

Location of Work Performed

Execution of the Scope of Services will be largely completed in the field at constructed facilities throughout North Dakota. The reports will be developed at the Keitu Engineers & Consultants, Inc. offices in Mandan, North Dakota. All consultants are available, as requested by the ND Public Service Commission and/or their staff to attend meetings or provide testimony as required in Bismarck, ND or at other locations within the state of North Dakota as specified by the Public Service Commission or its staff.

Specific Methodology

Our company plans to establish a priority list as to which projects inspections should be scheduled in what order based on discussions with the PSC and consideration of year round weather conditions. This schedule will be a tentative plan to start the siting inspection process. Keitu may conduct on-site inspection during summer and fall months with written reports being conducted during the winter months. Our company would still like to issue two written reports per month starting in August, 2010.

Keitu will plans to obtain PSC information pertaining to each project. A site visit to the ND Public Service Commission staff will be part of this information search. Keitu will then review these materials. Once material is reviewed, we will identify a post-construction siting inspection list of items to be verified for each project for an inspection. This list will be primary to ensure that the project facilities have been constructed within compliance with the siting laws and rules and the applicable Findings of Fact, Conclusions of Law, and Order. Once the list for a project is identified, Keitu will submit the list to the Commission's staff project manager for inspection, evaluation, and approval prior to the post-construction siting.

Once PSC approval is granted, Keitu will proceed to perform items on the check list that can be completed without an on-site visit. Keitu Engineers & Consultant, Inc. will then send out a letter "Notice of Inspection" to the owner informing them of the post-construction siting inspection for their project. This letter will be approved by the Commission staff prior to sending it out. The letter will inform the owner of the project a date, time, location where the inspection will begin. Owner may have a suggestion as to where it should begin. A phone or email contact will occur with the owner prior to the

on-site inspection. The owner will be asked to provide safe practice for Keitu to follow during the inspection and additional as-built drawings may be requested.

Site visits will be combined where possible. An example of this is Enbridge Energy's LSr line and the Alberta Clipper pipelines parallel each other and inspection would occur of both lines at the same time. Also, some wind farms have transmission and substations that were built for the wind farms. Keitu expects to consolidate inspections in common areas again to minimize costs including the pump stations associated with Enbridge Pipeline projects. Scheduling of multi inspections on one field trip would save owners funding and help with cost containment.

When a post-construction on-site inspection occurs, Keitu will briefly verbally summarize the items that will be verified during the inspection. Keitu will then proceed with the inspection following safety standards of the owner. Once the inspection is completed, Keitu will give a brief verbal summary of its findings that it is reporting back to the PSC with the owner. After the on site-inspection, Keitu will promptly call the Commission staff to report any suspected non-compliance conditions. Keitu will correspond with Commission staff its findings for discussion of compliance and non-compliance issues that were found.

After discussions with Commission staff, Keitu will proceed with a written report. Any records that are obtained or generated by Keitu under contract are subject to North Dakota open records law regarding public records and handling of confidential information. Keitu will try to complete reports for the PSC with consideration to PSC meeting dates. Reports for a project with non-compliance issue will be a priority to issue to the Commission staff over other projects. Reports will be submitted to the Commission electronically with at least one hard copy.

Keitu has assembled a team professionals, with two designated as the primary inspectors with the other two individuals serving in a backup role, which will fulfill the requirements. The project manager will conduct all electric post-construction on-site inspections as he has over 10 years of electrical design and construction experience as an electrical engineer. Keitu Engineers & Consultants plans to use its engineers only as lead inspector on the on-site visits. Other members of the Keitu may assist if need for their specialty (example; wetlands). Report writing is to be conducted primary by the on-site inspector. Specialty sections may be written by a staff specialist on the topic. The final report will be reviewed by the Keitu project manager (degreed electrical and civil engineer with over 20 years of energy conversion and transmission facility experience) or Managing Director (Professional Engineer).

This team is made up of a Managing Director (Professional Engineer), Project Manager (Engineer), Environmental Staff Engineer, Biology Specialist, Environmental Health Specialist, two staff consultants, and an office manager. College interns majoring in engineering or life sciences are typically available to assist with routing mapping and data organization tasks.

The Managing Director's focus is functional and conceptual guidance for the team. The Project Manager's primary responsibilities include planning of schedule and timeline, development of inspection check lists, communication between the Commission and the team, technical construction inspection, and compliance oversight, noncompliant actions, report writing, and directing Keitu staff. The Environmental Staff Engineer will hand preliminary research, assist in inspection check lists, GPS/GIS technical services, on-site inspections, wetlands, and storm water compliance, and report writing. The Biology Specialist will handle issues pertaining to plant and wildlife regulations, wetlands, storm water compliance, GPS/GIS technical services, and other assigned duties given from the Project Manager. The Environmental Health Specialist will be responsible for GPS/GIS technical issues, mapping development, safety issues and other assigned duties given from the Project Manager. The Office Manager will conduct billing, track costs and assure that that project siting fee balances as of April 2010 are not exceed by Keitu. Keitu has professionals involved with post-construction inspection for energy conversion and transmission facility sites available as required.

Keitu does not expect to use subcontractors to assist with the completion of this project.

Objective B: Matching and achieving the objectives set out in the RFP.

Keitu has addressed all of the objectives set out in the RFP. Additional information for some objectives may be found in other parts of the RFP as they were more relevant to the objective location they were found. Objective A listed previously identifies a lot of the objectives set by Keitu to achieve the objectives set out by the RFP.

Objective C: Interface with the time schedule in the proposal.

Keitu currently has staff available to begin work on June 17, 2010 on the project and are expected to complete this work within the specified timeline. Keitu has all professionals required to complete tasks associated with post-construction siting inspection and reporting on-staff now.

Keitu plans to complete two post-construction siting inspections and reports per month and will complete the project inspections and reporting by the contract closeout date of June 30, 2011.

Objective D: Provisions for quality assurance.

Performance is ensured in a variety of different ways. First, all individuals assigned to the project have had prior experience in energy conversion facility permitting and/or construction experience on projects subject to ND Public Service Commission regulation and construction oversight. Second, a project specific checklist will be developed to assure all permit conditions have been identified and are available in a ready format for field personnel, if desired. The PSC staff can review, recommend, and approve each project specific checklist. Third, each field employee will be provided with and expected to maintain field notes in a bound notebook or electronic Word document. Fourth, a periodic status report will be provided to the PSC project coordinator as well as the Keitu

Managing Director to provide an opportunity for feedback and suggestions for improvement.

As part of quality assurance, Keitu's office manager will keep a project by project spreadsheet of direct and indirect costs of each project to make sure project costs stay within the siting fee balance. The RFP in section 3.01 also spells out that performance will be monitored for each siting project. Keitu's Managing Director will provide and internal review of all documents paid by Keitu's staff to provide consistency with PSC or Keitu formats, as required, as well as the quality of the documentation.

Copies of all external correspondence will also be retrained in the project file.

Objective E: Offeror meets the schedule set out.

Keitu has reviewed and has followed the RFP schedule found in section 3.05 in the RFP. Keitu Engineers & Consultants, Inc. is already an approved vendor with the ND State Procurement Office and will have personnel available start project work June 17, 2010. No delay will be required to meet specified business or professional licensing requirements.

To meet the specified project timeline, the Keitu project team would expect to complete at least two post-construction siting inspections and reports per month.

Objective F: Proposal is beyond minimum tasks to meet objectives of the RFP.

Keitu Consultants have laid out a best estimate time line demonstrating its understanding of the project. This was not a requirement of the RFP. Keitu Engineers & Consultants, Inc. core practice is regulatory affairs and compliance issues. The company was founded with this specialty and has maintained it as our primary focus. Keitu has assembled a team of professionals with extensive utility and permitting experience. Three of the team members have graduate level education and four of the primary team members have bachelor level education. All engineers and consultants on staff at the firm have at least a bachelors degree in their area of practice. All project personnel have prior project experience directly applicable to the facility siting and compliance.

Objective G: Proposal is practical, feasible, and within budget.

Keitu Engineers and Consultants, Inc. have identified a logical approach that it will take to fulfilling the requirements, which matches the matches the objectives set forth by the RFP. The methodology meets the schedule with quality assurances built in to meet the schedule set out by the RFP. Keitu in this RFP has demonstrated in comprehensive narrative statements that it understands the requirements of the projects, deliverables, project schedules, and contract terms and conditions. Keitu also has offered pertinent issues and potential problems related to each type of project. Keitu commits to using this fee schedule for time and material charges for staff time and equipment with a commitment not to exceed the siting fee balance April 2010 from Attachment 6 in the request for proposal (FRP).

VI. Experience and Qualifications

A) Personnel

- **Project Manager – Timothy Spilman**

Mr. Timothy Spilman has baccalaureate degrees in both electrical and civil engineering from the University of North Dakota-Grand Forks. He also has a Masters in Management degree from the University of Mary in Bismarck. He was named in Who's Who in Finance and Industry - 28th Edition. Tim was recognized by his peers by being selected the ND Outstanding Young Engineer in 1992.

Mr. Spilman is a Project manager for Keitu Engineers & Consultants since 2008. He joined Keitu Engineers in 2004 as a Staff Consultant- Engineer. He has worked on regulatory affairs and compliance issues for energy conversion and permitting since 2004. Mr. Spilman was the lead field engineer earlier in 2008 that provided oversight for the Belle Fouche Alexander Crude Oil Pipeline project, assuring the line was constructed in compliance with construction provisions of the US DOT regulations. Mr. Spilman is currently the Project Manager for Keitu's siting and regulatory permitting for the Bridger 4 Bears Crude Oil Pipeline. He has also participated as part of a Keitu team in conducting an process safety audit for a gas plant in western North Dakota.

Prior to joining the firm, Tim gained over 20 years of experience with a large regional investor owned utility including assignments in both its natural gas and electric divisions. Mr. Spilman was a Senior Regional Gas Engineer for eastern North Dakota and central South Dakota. His assignments included operation, maintenance and construction activities including siting, pipeline design and construction of natural gas systems in the towns of Linton, ND and Mobridge, Glenham, Selby, Gettysburg, Bowdle, Roscoe, and Ipswich, SD. Mr. Spilman also served on various standards committee's of the utility company and a regional trainer. Tim was the DOT coordinator for the Region and was responsible for overseeing the compliance with PSC Gas Pipeline inspections.

He also completed an assignment as a District Marketing Manager. He served as an expert witness in various regulatory hearings. Mr. Spilman repeatedly prepared economic analysis to determine project feasibility. He compiled and analyzed technical information and prepared reports, charts, and maps. Tim also evaluated policies associated with open access, tariff administration, and comparable service requirements during these assignments. Mr. Spilman negotiated, directed, and administered contracts as well. Tim has represented company as a spokesman at public hearings on rate cases as well as conducting one-on-one briefings with individual customers on rate changes.

While working in the electrical field, Mr. Spilman participated in the design of 345 kV and 230 kV structures, authoring conductor programs, and assisting in the development of a surveying/siting program while working for Basin Electric in its Transmission Department in the early 1980's. While working as an electrical engineer for an investor owned utility in North Dakota, he planned, designed and constructed transmission lines, substations, and distribution systems. Mr. Spilman last assignment working for MDU was to perform transmission line system analysis for a wind farm in the Gascoyne, ND area.

Mr. Spilman has the ability to manage different tasks simultaneously. He has read, analyzed and interpreted general energy industry periodicals, utility tariffs, laws and regulations. He has the ability to effectively present information and respond to questions.

Timothy F. Spilman will serve as Project Manager and primary contact for Keitu Engineers & Consultants, Inc. for this project once the contract is awarded. He will be the lead field construction engineer.

His formal resume is presented in Appendix A.

- **Managing Director - Kathleen Spilman, P.E.**

Ms. Spilman has a baccalaureate degree in chemical engineering from the University of North Dakota. She also has a Masters in Management degree from the University of Mary in Bismarck. She was recognized by her engineering peers in 1987 being selected as North Dakota's Outstanding Young Engineer.

Ms. Spilman has 29 years of experience in the oil and gas industry, including 17 years working for BP Amoco. Her assignments included Superintendent of Economics, Scheduling & Laboratory at the Mandan, ND refinery responsible for crude oil logistics, production profitability analysis, feedstock selection and product quality for the refinery and upper Midwest product pipeline distribution system. She also conducted feasibility and economic impact analyses for the facility. She prepared and delivered both oral and written testimony to a variety of state and Federal agencies. Among her other assignments, she was an oil movements operations superintendent at North America's fourth largest refinery involving 11 separate pipelines as well as marine, truck and rail operations.

Kathye is a Managing Director of Keitu Engineers & Consultants, Inc and brings her business acumen to the project. She was the project lead for the development of 4 major permit applications; including the ND PSC corridor and route permit applications for the Belle Fouché Alexander Crude Oil Pipeline project. She has decades of experience in project management and regulatory affairs as well as engineering. Most of her current clients are among the oil and gas community. She is frequently contacted by state trade associations and clients to develop comments on their behalf for proposed legislation or regulatory changes. She was appointed by Governor Hoeven to the State's Emergency Planning Committee.

Ms. Spilman's main role will be in contract administration, industry specific functional and conceptual guidance as well as quality control of all deliverables consistent with Keitu's QA plan. She will also serve as secondary backup field construction engineering inspector.

Her formal resume is presented in Appendix A.

- **Staff Engineer - Environmental – Jeremiah Trnka**

Jeremiah will assist in performing post construction site inspections and provide engineering assessment of conformance to requirements specified in the Commission's orders. Mr. Trnka has a Bachelor degree in Fisheries and Wildlife Biology from the University of North Dakota, and a masters degree in environmental engineering from Washington State University in Pullman, WA. While his post graduate work involved development of new remediation methods for chlorinated hydrocarbons, he has supplemented his experience with assignments with Keitu Engineers & Consultants as lead route mapper for Bridger Pipeline's Four Bears Pipeline project using ArcGIS mapping software. He is serving as lead wildlife biologist for the 75-mile long, one-mile wide corridor survey expected to be completed in late June 2010. He also performed air emission modeling and prepared air emission registrations, including air emission estimates for oil production wells and various industrial point sources. Jeremiah will continue to provide sampling project management over quarterly events performed by other Keitu staff, at several remediation projects currently in progress in the state. Jeremiah has also conducted numerous industrial site visits for preparation of oil spill prevention and control plans.

Jeremiah's recent experience with the Four Bears Pipeline project has given first hand experience with GIS field mapping equipment, including Trimble GeoXT 2005 and Trimble GeoHT 2008 series handheld GPS field units. He is also available to use Keitu's Metrotech 9890 Radio Frequency Line Locators which can be used to spot check installation depths of utility lines, including electrical and steel pipelines.

Mr Trnka will be assisting Mr. Spilman as backup site visit inspector as well as supplemental support for review of engineering design, as-built construction drawings and GIS data management and mapping.

His formal resume is presented in Appendix A.

- **Specialist – Biology - Heather Jandt**

Mrs. Jandt will provide biological resource and GPS/GIS technical support for the project. Heather has a Bachelors of Science in Biology from Dickinson State University, North Dakota. She has professional experience working with the Medora Ranger District of the Little Missouri National Grasslands, the North Dakota Game and Fish Department and Parks and Recreation. She has also participated in all 4 pipeline projects completed, or under development by Keitu since 2007 including botany, wildlife, wetlands and tree and shrub surveys, as well as mitigation plans.

Heather serves as the lead contacts on projects involving botany, endangered species assessment, GPS data collecting and GIS mapping. Her recent project assignments include lead site investigator for a biological survey conducted in McKenzie County in August of 2007. Mrs. Jandt's responsibilities including directing the survey crew, identifying rare, threatened, endangered, sensitive, candidate, and native plant and wildlife species and their habitat within the survey corridor. Mrs. Jandt was also responsible for the development of the biological survey report and impact assessment. Heather utilized the Trimble GeoXT 2005 and Trimble GeoHT 2008 series handheld GPS to compile data collection of species communities, location, abundance, species status, and habitat status data. She also prepared the tree and shrub inventory as assisted client staff in developing appropriate mitigation measures. She has also attend the designated training to qualify as a wetlands delineator under current criteria accepted by the US Corps of Engineers.

Mrs. Jandt will be assisting Mr. Spilman to assess biological provisions of the construction orders, including wetlands, wildlife and botany impact of the project.

Her formal resume is presented in Appendix A.

- **Specialist (Environmental and GIS) – Jaimee Meduna**

Ms. Meduna will provide environmental science and GPS/GIS technical support. Jaimee has a Bachelors of Science in Environmental Health from Dickinson State University, North Dakota and has attended over 2 weeks of formal training in ESRI ArcGIS software. She has professional experience working with the Southwest District Health Unit in Dickinson, North Dakota. She has also participated in all 4 pipeline projects completed, or under development by Keitu since 2007.

Jaimee provides environmental and GIS technical support for projects She has also prepared air emission inventory reports using EPA's AP-42 factors. Jaimee also prepares and submits on behalf of clients their annual EPCRA hazardous material inventory data and report submission using RMP*Submit software. Performed radius of exposure (ROE) impact predictions using US EPA Aloha air model in support of development of hydrogen sulfide mitigation plans. Jaimee also works on other projects predominately environmental science and health in nature, specifically oil spill prevention control and countermeasure (SPCC) plans, Phase I and Phase II reports, environmental planning and routine and periodic reporting. She has performs due diligence studies in a wide variety of commercial and industrial settings. She prepares maps with ArcMap and other ESRI ArcGIS software and has hundreds of hours of experience managing asset management data and GPS locations in ArcGIS software.

Ms. Meduna will be assisting Mr. Trnka checking pipeline and or transmission line alignment and assisting Mrs. Jandt with verifying compliance with tree and shrub mitigation and back up as field inspector related to life science issues

Her formal resume is presented in Appendix A.

B) Firm Qualifications and Project Experience

Firm Background

Keitu Engineers & Consultants, Inc. is a North Dakota-based company with degreed civil, electrical, chemical and environmental engineers on staff; as well as other consultants with degrees in biology, wildlife management, environmental health and/or natural resource management. We have not diluted our staff service experience by providing engineering project design or construction management services. The singular focus of this consulting firm since its inception in 2001 is to provide technical support in the regulatory affairs arena.

Keitu was issued a Certificate of Authorization by the ND Board of Registration for Professional Engineers and Land Surveyors in 2001 and has been listed as in "Good Standing" by the ND Secretary of State's office since that time.

Keitu's strategy is to provide a regulatory affairs services regionally in the areas of:

- **Agricultural, Chemical and Energy Process Engineering**
- **Environmental Engineering & Services**
- **Emergency Management**
- **Industrial Health and Safety Services**

Our firm provides traditional regulatory affairs assistance primarily in 4 areas (1) pre-construction permitting; (2) out-source services for routine and reoccurring periodic regulatory report submission; and (3) follow-up compliance activities after OSHA, US DOT, EPA, and ND Department of Health or other regulatory agency inspections and/or internal corporate audits; and (4) spill/release reporting and site remediation services. Specific services include environmental audits and site assessments, including geologic and hydrogeologic analysis; environmental permitting and compliance services; solid waste facility planning and management, litigation support; and consulting. Our emergency management practice will include development of business continuity plans, response plan and risk assessments have been performed for a variety of private and public clients, including electrical utilities, transportation companies, oil producers and manufacturers and all under regulatory control.

Additional information on our firm can be viewed on our website at www.keitu.com.

Firm Financial Rating

Keitu Engineers & Consultants, Inc. has been in operation since October 2001. We recently expanded to a staff of five full-time employees and two part-time employees. Our total sales revenue for 2010 is currently projected to be in excess of \$615,000.

Our Dun and Bradstreet number is 10-692-4231. Their most recent update on April 19, 2010 has assigned Keitu a DC2 D&B rating with a PayDex score of 80.

Firm Experience with Similar Projects

Keitu Engineers & Consultants, Inc. was engaged by Belle Fourche Pipeline Company to observe the construction of the Alexander crude pipeline loop in 2007-2008 and provide a certification of compliance to the US Forest Service (USFS). The USFS permit for the project contained a provision for a professional engineer licensed in the state to certify that the portion that was installed on Federal land was completed and documented in conformance with US Department of Transportation regulations specified in 49 CFR 195 regulations. Keitu provided this certification relevant to the construction and recordkeeping aspects of the project.

Keitu was also the prime contractor for development of routing and subsequent permitting activities, including field environmental studies, for the Belle Fourche Alexander crude pipeline loop project. The firm was also retained by another True Company subsidiary, Bridger Pipeline, LLC in late 2009 to secure the necessary permits to construct their Four Bears Crude Pipeline project in Billings, Dunn and McKenzie County, currently under consideration by the ND Public Service Commission. As a result of these projects, Keitu and its staff has gained first hand experience with the ND PSCs permitting process, required documentation and order content. The staff is well versed in reviewing engineering drawings, environmental studies and information submitted in ArcGIS formats, and comparing it to installations.

Keitu Engineers & Consultants, Inc. played a limited role as a subcontractor in 2008 projects to permit Whiting Oil & Gas Company's Robinson Lake's natural gas line (PU 08-843) as well as the adjacent crude oil line installed by Whiting Oil & Gas (PU-08-844). Keitu was engaged by Merjent, Inc. to perform field environmental studies for Merjent, Inc. which was the prime contractor for the permitting work. Keitu conducted the botany/wildlife/wetland field study, tree and shrub counts as well as a subsequent nesting study prior to construction, and all work was submitted to Merjent. No direct permitting nor construction, nor post construction activities were performed by Keitu Engineers & Consultants, Inc.

The advent of the PSC's on-line meeting technology allowed Keitu members to listen to many of the Commission's proceedings, including developments and subsequent the disciplinary action associated with the Tatanka Wind Farm (Case PU-06-443).

Keitu is frequently engaged by small independent oil producers who do not have field offices in North Dakota or Montana to serve as their “agent-in-fact” in the area. Our staff routinely conducts site visits, observes the installation and operation of the client’s facilities for compliance with local, state and Federal requirements. Other services typically include review of applicable regulation and preparation and submission of plans, reports and permit applications on their behalf. Once specific project involved following up on US Forest Service inspections for Chaparral Energy, identifying site deficiencies, and arranging for the necessary supplies to be provided and installed. A follow-up report was submitted where required.

Large companies in the state, for example Hess Corporation, will also engage Keitu to provide services to supplement their in-state staff. One Hess currently underway is to develop a new North Dakota specific template for preparation of oil spill prevention control and countermeasure (SPCC) plans, in compliance with recent changes promulgated by the US EPA. Since 2009, the Keitu staff is well on its way to visit all 800+ sites in North Dakota subject to these rules, assessing the site relative to existing provisions in current SPCC plans, identifying gaps in compliance and modifying or preparing a SPCC plan to comply with state and Federal rules.

Keitu staff also serves in a similar role, on a temporary basis, when local companies are overwhelmed with un-planned events. Mor-Gran-Sou Electric Cooperative, Inc. for example, has engaged the firm to assist with oil spill remediation as well as storm debris disposal and material salvage operation associated with the downing of over 8000 electrical distribution poles. Keitu is working with staff of the ND Department of Health to review regulatory requirements and assure compliance.

Keitu has also performed multiple “due diligence” studies in conformance with US Small Business Administration regulations and or US EPA “all appropriate inquiry” requirements on behalf of potential purchasers and/or banks. Facilities evaluated have ranged from oil production facilities, to mineral mining operations, to fuel storage and dispensing operations as well as commercial buildings. These projects involve a record review to understand requirements, site visit to assess the sites, and report preparation identifying deficiencies, or more typically full compliance with specified requirements.

C) References – Letters of References also found in Appendix C

**Contact: John Morrison, Crowley & Fleck PLLP.
400 East Broadway, Suite 600
Bismarck, ND 58501**

**Business Phone: (701) 223-6585
Email: jwmorris@crowleyfleck.com**

Mr. Morrison specializes in natural resources law, public utilities law, and corporate and general business law. John represents many oil and gas companies in regards to state and federal administrative matters including, the North Dakota Industrial Commission, the North Dakota Tax Department, the North Dakota Public Service Commission, the Bureau of Land Management, and the Interior Board of Land Appeals. Mr. Morrison worked in conjunction with Keitu for a pipeline operator in the area of facility siting and certification matters.

**Contact: Mike Melius Environmental Specialist
Hess Corporation – North Dakota Operations
3520 North Broadway
Minot, ND 58703**

**Business Phone: (701) 420-6940
Cell Phone: (701) 509-3847
Email: mmelius@Hess.com**

Mr. Melius is responsible for oversight of environmental compliance activities associated with the petroleum exploration, development and operation of the company in North Dakota. Mr. Melius engaged Keitu to develop a improved SPCC plan template for use in the state and is managing the project with Keitu to update their facility SPCC plans. Keitu is working with the in-house Hess staff to accomplish this task.

**Contact: Robert Kelly, PE Manager, Engineering Services Mor-Gran-Sou
Electrical Cooperative, Inc.
2816 37th St. NW
PO Box 1175
Mandan, ND 58554**

**Business Phone: (701) 663-0297
Cell Phone: (701) 391-5279
Email: rkelly@morgransou.com**

Mr. Kelly is responsible for design, construction and capital projects associated with a major rural electric cooperative. Mr. Kelly has engaged the firm to prepare oil SPCC plans for multiple facilities in their service area. Currently Keitu is assisting Mr. Kelly and his staff with remediation and disposal of debris resulting from the Good Friday 2010 blizzard.

Contact: Debra Bell, Project Coordinator, Bridger Pipeline LLC
P.O. Drawer 2360
455 North Poplar, Casper, WY 82601

Business Phone: (307) 266-0351
Cell Phone: (307) 259-2876
Email: dbell@truecos.com

Ms. Bell is currently responsible for development of a suitable route for Bridger's proposed Four Bears crude oil pipeline. Deb engaged Keitu on behalf of Bridger Pipeline LLC, to identify a suitable route, develop a corridor and route permit applications for the ND Public Service Commission. The applications will also entail the completion of the corridor botany and wildlife and wetland survey, including reporting and documentation in ArcGIS data formats. Other tasks will also entail Army Corps of Engineers permitting for water crossings, tree inventory, and report development.

Contact: Bob Dundas, Environmental Coordinator, True Oil LLC
895 W. River Cross Road
PO Drawer 2360
Casper, WY 82602

Business Phone: (307) 266-0411
Cell Phone: (307) 247-3702
Email: bdundas@truecos.com

Mr. Dundas is responsible for analysis of impacts of company operations on the environment and for the implementation of appropriate environmental management systems and assesses compliance of company operations with environmental regulations and laws. Bob engaged Keitu on behalf of True Oil LLC, to develop a corridor and route permit for the Public Service Commission. Upon completion of the corridor and route permit Keitu conducted a botany and wildlife survey, Army Corps of Engineers permitting for water crossings, tree inventory, and report development.

Contact: Kim Grotte, Forestry Technician - Minerals, USDA Forest Service
1901 South Main Street
Watford City, ND 58854

Business Phone: (701) 842-2393 ext.12
Email: kgrotte@fs.fed.us

Mr. Grotte worked in alliance with Keitu on the development of permitting a proposed pipeline. Kim was responsible for construction activities that took place on federal land in the North Unit of the Little Missouri National Grasslands.

**Contact: Robert Kelly, PE Manager, Engineering Services Mor-Gran-Sou
Electrical Cooperative, Inc.
2816 37th St. NW
PO Box 1175
Mandan, ND 58554**

**Business Phone: (701) 663-0297
Cell Phone: (701) 391-5279
Email: rkelly@morgransou.com**

Mr. Kelly is responsible for design, construction and capital projects associated with a major rural electric cooperative. Mr. Kelly has engaged the firm to prepare oil SPCC plans for multiple facilities in their service area. Currently Keitu is assisting Mr. Kelly and his staff with remediation and disposal of debris resulting from the Good Friday 2010 blizzard.

**Contact: Jeff Casey, Environmental Coordinator
CHS Pipeline, Inc.
803 Highway 212 South
PO Box 909
Laurel, MT 59044**

**Home Phone: (406) 656-4393
Cell Phone: (406) 855-3734
Email: jeff.casey@chsinc.com**

Mr. Casey is responsible for analysis of impacts of company operations on the environment and implementation of appropriate environmental management systems and assesses compliance of company operations with environmental regulations and laws. Jeff utilized Keitu's services to develop Facility Response Plans for numerous pipeline facilities in North Dakota and Montana.

**Contact: Dave Yeager Pipeline Mgr & Compliance Coordinator
Chaparral Energy LLC
701 Cedar Lake Blvd.
Oklahoma City, OK 73114**

**Business Phone: (405) 426-4476
Cell Phone: (405) 496-7895
Email: dave.yeager@chaparralenergy.com**

Mr. Yeager is responsible for pipeline and gathering system design, construction and operation across all of Chaparral Energy's territory. Mr. Yeager engaged Keitu to inspect North Dakota and Montana sites, to explore Federal, state and local requirements, and develop suitable documentation to maintain compliance with regulations.

V. Project Costs and Payment Terms

Keitu will perform the tasks outlined in the RFP PU-10-123 on time and material basis not to exceed the siting fee balance April 2010 as identified in Attachment 6 of the RFP. A copy of the Keitu Engineers and Consultants, Inc. Fee Schedule dated April 1, 2010 is enclosed outlining staff costs and equipment rental and travel expense rates is found in Appendix B. Keitu will honor its April 2010 Fee Schedule for labor at the discounted rate during the initial year of the project due to the relatively large amount of work and extended period of the contract. All non-labor related items on the fee schedule are at 100% for the duration of the project. Keitu Engineers and Consultants, Inc. reserves the option to return to full fee schedule pricing for work on or after July 1, 2011 dependant on type and amount of work available.

If awarded the contract, Keitu will invoice work on a monthly basis with payment terms of net 30 days. Keitu further understands that no payment will be made in advance before performance by the contractor under this contract. It is also understood that no payment will be made until the purchasing agency approves the contract.

No prompt payment discount is proposed for this contract.

Labor	Hours	%Time	Hourly Rate \$/hour	Payroll Salary \$/hour	Payroll loaded \$/hour	Profit
Project Manager/Staff Engineer	921	22	75.75	32.5	57	\$17,270
Natural Resource/Biology Specialist	58	1.4	64.50	19.23	34	\$ 1,769
Staff Consultants	23	.5	60	18.75	33	\$ 621
Draftsman/GIS Specialist	68	3.3	58.50	19.23	34	\$ 1,666
Principal	46	2.2	117	40	72	\$ 2070

Total Profit from chart	\$23,396
Cost to prepare RFP -	\$4,600
Final total profit	\$18,796

Equipment and overhead are based on average expenses (cost) per hour. No margin is figured into equipment, mileage, meals, and overhead.

Project Cost Proposal

A) PU-05-47 Rugby Wind – Wind Farm
Pierce County

149.1 MW (71 towers)

Total Cost \$4996

Budget

\$5000

Direct Costs			\$ 3736
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	36	\$101.00 X 0.75	\$ 2727
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$350GIS/\$60 sound	various – see schedule	\$410
Indirect Costs			\$ 1,260
Mileage @ \$0.50 per mile			\$ 235
Lodging			\$ 210
Meals			\$ 190
Supplies			\$ 60
Overhead @ 17% of Labor Costs (\$3325.5)			\$ 565

B) PU-05-205 FPL 230 kV – Burleigh County 4.4 miles Wilton, ND

Total Cost \$4941

Budget

\$5000

Direct Costs			\$ 4,105
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	43	\$101.00 X 0.75	\$ 3257
Natural Resource/Biology Specialist	4	\$ 86.00 X 0.75	\$ 258
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 836
Mileage @ \$0.50 per mile			\$ 90
Lodging			\$ 0
Meals			\$ 8
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3985			\$ 678

C) PU-05- 274 Enbridge ND – pump stations

Northern ND

Total Cost \$4786

Budget

\$5000

Direct Costs			\$ 3,809
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS/\$60 sound	various – see schedule	\$180
Indirect Costs			\$ 977
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 30
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3629			\$ 617

D) PU-05-305 **Rugby Wind 230 kV 9.5 miles**

Total Cost \$4915

Budget

\$5000

Direct Costs			\$ 3,901
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	42	\$101.00 X 0.75	\$ 3182
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,014
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$41
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3781			\$ 643

E) PU-06-312 FPL 230 kV – Oliver County

North of Mandan, ND

Total Cost \$4967

Budget

\$5000

Direct Costs			\$ 4,128
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	45	\$101.00 X 0.75	\$ 3409
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 839
Mileage @ \$0.50 per mile			\$ 90
Lodging			\$ 0
Meals			\$ 8
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$4008			\$ 681

F) **PU-06-317 Enbridge ND – pump stations**

Northern ND

Total Cost \$4786

Budget

\$5000

Direct Costs			\$
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS/\$60 sound	various – see schedule	\$180
Indirect Costs			\$ 977
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 30
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3629			\$ 617

G) PU-06-330 Enbridge ND – Trenton to Beaver Lodge line Williams County

Total Cost \$4877 Budget \$4920.29

Direct Costs			\$ 3,727
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	38	\$101.00 X 0.75	\$ 2879
Natural Resource/Biology Specialist	4	\$ 86.00 X 0.75	\$ 258
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,150
Mileage @ \$0.50 per mile			\$ 300
Lodging			\$ 95
Meals			\$ 82
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3607			\$ 613

H) PU-06-349 Enbridge ND – pump stations

Northern ND

Total Cost \$4786

Budget

\$5000

Direct Costs			\$
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS/\$60 sound	various – see schedule	\$180
Indirect Costs			\$ 977
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 30
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3629			\$ 617

I) **PU-06-443 Tatanka 230 kV line Dickey/McIntosh County Ellendale, ND**

Total Cost \$4915

Budget

\$5000

Direct Costs			\$ 3,901
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	42	\$101.00 X 0.75	\$ 3182
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,014
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$41
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3781			\$ 643

J) PU-07-26 Langdon wind farm – Cavalier County Cavalier County, ND

Total Cost \$4996 Budget \$5000

Direct Costs			\$ 3736
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	36	\$101.00 X 0.75	\$ 2727
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$350GIS/\$60 sound	various – see schedule	\$410
Indirect Costs			\$ 1,260
Mileage @ \$0.50 per mile			\$ 235
Lodging			\$ 210
Meals			\$ 190
Supplies			\$ 60
Overhead @ 17% of Labor Costs (\$3325.5)			\$ 565

K) PU-07-75 Enbridge Energy – LSr line 20 inch

Cavalier, ND

Total Cost \$4907

Budget

\$5000

Direct Costs			\$ 3,878
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	4	\$ 86.00 X 0.75	\$ 258
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,029
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 60
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3758			\$ 639

L) **PU-07-108 Enbridge Energy – Alberta Clipper** Cavalier, ND

Total Cost \$4907 Budget \$5000

Direct Costs			\$ 3,878
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	4	\$ 86.00 X 0.75	\$ 258
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,029
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 60
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3758			\$ 639

M) PU-07-184 Dakota Gasification – Lake Sakakawea Rvr Crossing Keene, ND

Total Cost \$4907

Budget

\$5000

Direct Costs			\$ 3,878
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	4	\$ 86.00 X 0.75	\$ 258
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,029
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 60
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3758			\$ 639

N) **PU-07-596 Belle Fourche – oil line** Alexander, ND

Total Cost \$4907 Budget \$5000

Direct Costs			\$ 3,878
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	4	\$ 86.00 X 0.75	\$ 258
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,029
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 60
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3758			\$ 639

O) **PU-07-600 Enbridge ND – reroute around school** Northern ND

Total Cost \$4832 Budget \$4846.51

Direct Costs			\$ 3,814
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	3	\$ 86.00 X 0.75	\$ 194
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,018
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 60
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3694			\$ 628

P) PU-07-722 Langdon Wind Farm – Cavalier County Langdon, ND

Total Cost \$4996

Budget

\$5000

Direct Costs			\$ 3736
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	36	\$101.00 X 0.75	\$ 2727
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$350GIS/\$60 sound	various – see schedule	\$410
Indirect Costs			\$ 1,260
Mileage @ \$0.50 per mile			\$ 235
Lodging			\$ 210
Meals			\$ 190
Supplies			\$ 60
Overhead @ 17% of Labor Costs (\$3325.5)			\$ 565

R) PU-07-791 Enbridge ND – pump station upgrades Northern ND

Total Cost \$4786

Budget

\$5000

Direct Costs			\$
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS/\$60 sound	various – see schedule	\$180
Indirect Costs			\$ 977
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 30
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3629			\$ 617

S) **PU-08-48 Pillsbury-Fargo 230 kV** Pillsbury, ND-Maple River Sub

Total Cost \$4915 Budget \$5000

Direct Costs			\$ 3,901
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	42	\$101.00 X 0.75	\$ 3182
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1,014
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$41
Supplies			\$ 60
Overhead @ 17% of Labor Costs \$3781			\$ 643

T) **PU-08-75 Basin Electric: Prairie Winds ND 1**

Minot, ND

Total Cost \$4934

Budget

\$5000

Direct Costs			\$ 3,853
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	39	\$101.00 X 0.75	\$ 2954
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$240 GIS/\$60 sound	various – see schedule	\$300
Indirect Costs			\$ 1,081
Mileage @ \$0.50 per mile			\$ 175
Lodging			\$ 140
Meals			\$ 102
Supplies			\$ 60
Overhead @ 17% of Labor Costs (\$3553)			\$ 604

U) PU-08-812 Enbridge-Stanley Station upgrade Stanley, ND area

Total Cost \$4798

Budget

\$5000

Direct Costs			\$ 3,749
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1049
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 82
Supplies			\$ 80
Overhead @ 17% of Labor Costs \$3629			\$ 617

V) PU-08-843 Whiting Oil and Gas line Stanley, ND

Total Cost \$4798

Budget

\$5000

Direct Costs			\$ 3,749
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1049
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 82
Supplies			\$ 80
Overhead @ 17% of Labor Costs \$3629			\$ 617

W) PU-08-844 Whiting Oil and Gas Oil Line Stanley, ND area

Total Cost \$4798 Budget \$5000

Direct Costs			\$ 3,749
Labor	Hours	Hourly Rate	Extended Cost
Project Manager/Staff Engineer	40	\$101.00 X 0.75	\$ 3030
Natural Resource/Biology Specialist	2	\$ 86.00 X 0.75	\$ 129
Staff Consultant	1	\$ 80.00 X 0.75	\$ 60
Draftsman/GIS Specialist	3	\$ 78.00 X 0.75	\$ 176
Principal-PE	2	\$156.00 X 0.75	\$234
Equipment	\$120GIS	various – see schedule	\$120
Indirect Costs			\$ 1049
Mileage @ \$0.50 per mile			\$ 200
Lodging			\$ 70
Meals			\$ 82
Supplies			\$ 80
Overhead @ 17% of Labor Costs \$3629			\$ 617

VI. Conflicts of Interest

Keitu Engineers & Consultants, Inc. does not currently have nor expect to have any State employee, their spouses or children engaged as a 1099 employee or subcontractor during the specified contract period.

Keitu Engineers & Consultants, Inc. is currently engaged by the Bridger Pipeline, LLC which is a wholly owned subsidiary of True Companies, a privately held Wyoming Company. Keitu is leading the effort, including performing environmental field studies, to obtain permits for the construction and operation of a crude oil pipeline proposed for Billings, Dunn and McKenzie Counties (PU-09-750).

True Companies also own Belle Fourche Pipeline, LLC. The Belle Fourche Pipeline, LLC's Alexander 8-inch Crude Oil Pipeline Loop Project from 2007 is included on the PU-123 project list. Keitu was also engaged by Belle Fourche to conduct field environmental studies and to prepare and submit permit applications, including the project's corridor and route permit applications to the ND Public Service Commission (PSC Case 07-596). Construction of the pipeline itself was coordinated and under the direction of other parties. Keitu and its employees was not engaged for that aspect of the project, nor for any post construction follow-up work such as Tree and Shrub Mitigation actions. Keitu Engineers & Consultants, Inc. was engaged observe construction and eventually to provide certification to the US Forest Service (USFS) that the portion of the pipeline constructed on USFS lands was constructed in conformance with US DOT regulations. This certification was a condition of the USFS permit for that project.

Keitu Engineers & Consultants, Inc. played a limited role as a subcontractor in 2008 projects to permit Whiting Oil & Gas Company's Robinson Lake's natural gas line (PU 08-843) as well as the adjacent crude oil line installed by Whiting Oil & Gas (PU-08-844). Keitu was engaged by Merjent, Inc. to perform field environmental studies for Merjent, Inc. which was the prime contractor for the permitting work. Keitu conducted the botany/wildlife/wetland field study, tree and shrub counts as well as a subsequent nesting study prior to construction, and all work was submitted to Merjent. No direct permitting nor construction, nor post construction activities were performed by Keitu Engineers & Consultants, Inc.

Keitu Engineers & Consultants, Inc. is not aware of any other conflicts of interest associated with working on this project for the ND Public Service Commission.

Similar to the approach taken by the PSC to engage consulting services for review of permit applications (RFP 08-115) and post-construction inspection services (RFP PU-06-421), if assigned projects for which Keitu has had a previous affiliation, the firm is prepared to assign personnel not affiliated with the field services or permitting activities of those projects for which the firm was directly or indirectly engaged.