



# Public Service Commission

## State of North Dakota

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### COMMISSIONERS

Kevin Cramer  
Tony Clark  
Brian P. Kalk

Executive Secretary  
Darrell Nitschke

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E-mail: [ndpsc@nd.gov](mailto:ndpsc@nd.gov)  
Phone 701-328-2400  
Toll Free 1-877-245-6685  
Fax 701-328-2410  
TDD 800-366-6888 or 711

5 November 2010

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

Re: Hiland Operating, LLC  
8" Natural Gas Main & Lateral Pipeline  
Siting Application  
Case No. PU-10-555

Dear Mr. Hoberg:

Enclosed is a request for an Administrative Law Judge in the captioned case. A Public Hearing on the combined application is scheduled to begin Friday, 10 December 2010, at 10 a.m. CST, at the McKenzie County Court House, 201 5th Street NW, Watford City, North Dakota, 58854. A copy of the Notice of Hearing is enclosed.

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

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

Best regards,

Illona A. Jeffcoat-Sacco  
General Counsel

enclosure  
c: w/encl. Lawrence Bender

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Hiland Operating, LLC  
8-Inch Natural Gas Main & Lateral Pipeline  
Siting Application

Case No. PU-10-555

NOTICE OF FILING AND NOTICE OF HEARING

November 2, 2010

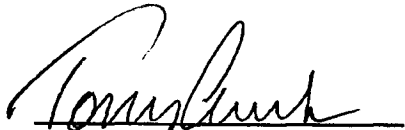
On October 13, 2010, Hiland Operating, LLC (Hiland) filed a combined application for a certificate of corridor compatibility and a route permit to authorize construction for approximately 5.1 miles of 8-inch crude oil pipeline in McKenzie County of North Dakota, as shown on the attached map. The Commission finds the combined application is complete.

A Public Hearing on the combined application is scheduled to begin **Friday, December 10, 2010 at 10 a.m. CST, at the McKenzie County Court House, 201 5<sup>th</sup> Street NW, Watford City, North Dakota, 58854.** The issues to be considered are:

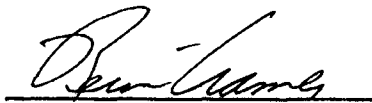
1. Will the location, construction, and operation of the proposed facilities produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Are the proposed facilities compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed facility locations minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

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 at least 24 hours in advance.

PUBLIC SERVICE COMMISSION



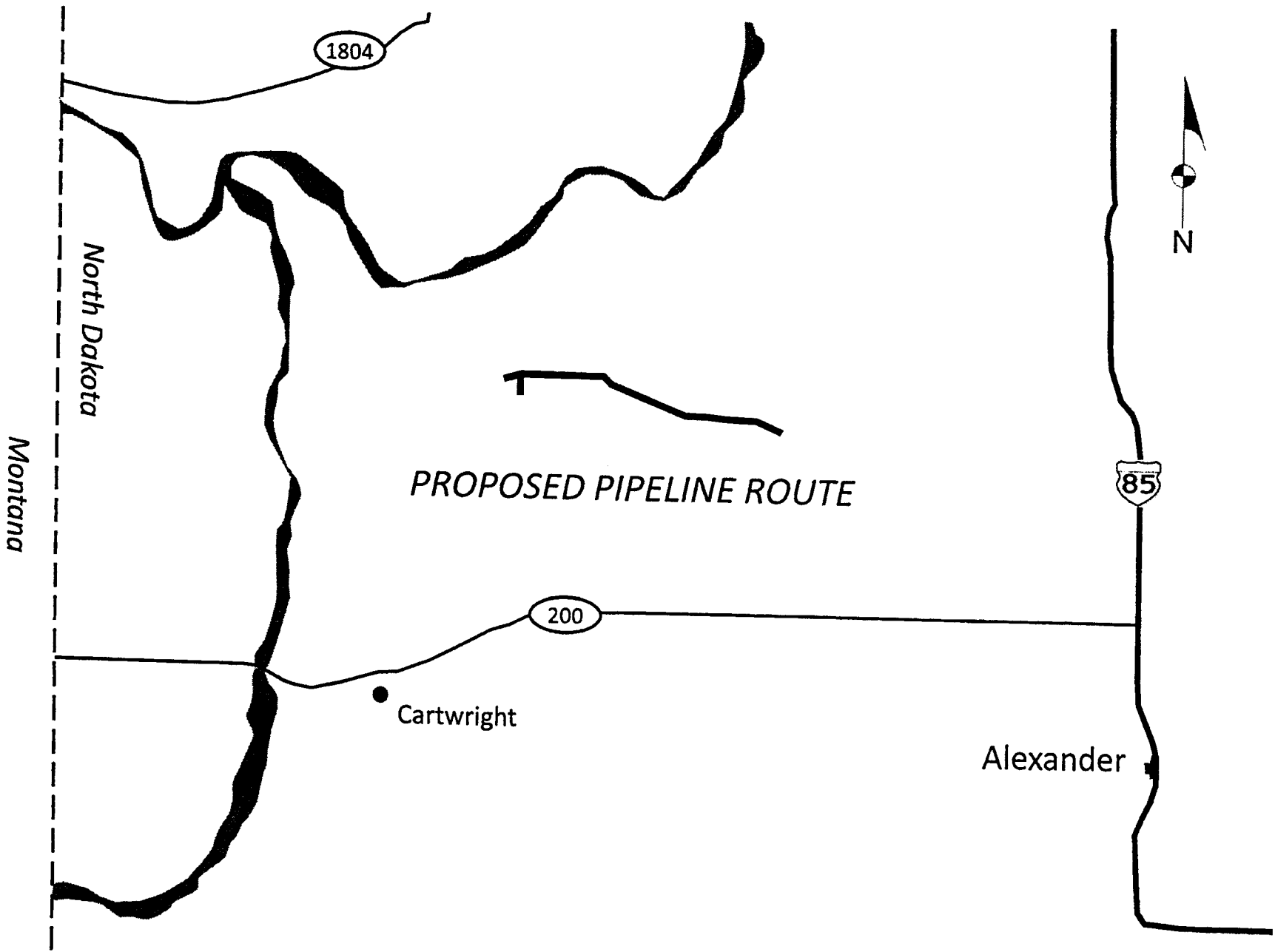
Tony Clark  
Commissioner



Kevin Cramer  
Chairman



Brian P. Kalk  
Commissioner



1804

North Dakota

Montana



PROPOSED PIPELINE ROUTE

200

Cartwright

85

Alexander



**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 Hiland Operating, LLC - 8" Natural Gas Main & Lateral Pipeline - Siting Application  
 PU-10-555

(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 -22 (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:  
 Hiland Operating, LLC filed a combined application for a Certificate of Corridor Compatibility and a route permit to authorize construction for an oil pipeline in McKenzie County. Issues to be considered are described in more details in the Notice of Hearing.

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  
 A Public Hearing on the combined application is scheduled to begin Friday, December 10, 2010 at 10 a.m. CST, at the McKenzie County Court House, 201 5th Street NW, Watford City, North Dakota, 58854.

(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 5 November 2010
Signature of Requesting Person x	Telephone Number 701-328-2407

Attachment  
 Request for ALJ  
 5 November 2010

Hiland Operating, LLC  
 8" Natural Gas Main & Lateral Pipeline  
 Siting Application  
 Case No. PU-10-555

<b>AGENCY</b>	<b>Address</b>	<b>Telephone Number</b>
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
<b>Representation</b> Mark Gruman Legal Counsel	<b>Address</b> Same as above	<b>Telephone Number</b> 701-328-2421
Illona A. Jeffcoat-Sacco General Counsel		701-328-2407
<b>PARTY</b> Hiland Operating, LLC	<b>Address</b> 205 W. Maple, Suite 1100 Enid, OK 73701-4032	<b>Telephone Number</b> 580-242-6040
<b>Representation</b> Lawrence Bender	<b>Address</b> P.O. Box 1855 Bismarck, ND 58501-1855	<b>Telephone Number</b> 701-221-4020
<b>PARTY</b>	<b>Address</b>	<b>Telephone Number</b>
<b>Representation</b>	<b>Address</b>	<b>Telephone Number</b>
<b>PARTY</b>	<b>Address</b>	<b>Telephone Number</b>
<b>Representation</b>	<b>Address</b>	<b>Telephone Number</b>