



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
Tony Clark
Brian P. Kalk

Executive Secretary
Darrell Nitschke

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
Phone 701-328-2400
Toll Free 1-877-245-6685
Fax 701-328-2410
TDD 800-366-6888 or 711

3 December 2010

The Honorable Wayne Stenehjem
North Dakota Attorney General
State Capitol
600 East Boulevard Avenue
Bismarck, ND 58505-0040

RE: Special Assistant Attorney General appointment for Mitchell Armstrong
Case No. PU-08-932, Merricourt Wind
Case No. PU-10-612, Enbridge Pipeline
Case No. PU-10-613, Enbridge Pipeline
Assistance in siting cases generally

Dear Attorney General Stenehjem:

The Public Service Commission requests that the appointment of Mitch Armstrong as a Special Assistant Attorney General be expanded to include the three captioned siting cases, and siting cases in general, subject to Commission action on 8 December 2010.

Commission motions to retain Mr. Armstrong for the three specific cases noted above are on the agenda for the administrative matters portion of the Commission's next regular meeting scheduled for 8 December 2010. I am making this request in advance of the Commission meeting on 8 December because I understand that by that date you will be out of the office and will not return in sufficient time to act on the request before the Merricourt Wind hearing scheduled for 21 December. I have no reason to think the Commission will not pass the motions to retain Mr. Armstrong and I will forward the Commission's decisions to you after the meeting.

The Commission previously discussed its intention to continue to retain outside counsel to handle some of our siting cases and we anticipate substantial siting activity in the foreseeable future. Consequently, at the Commission meeting I also plan to discuss with the Commission my recommendation that we request an expansion of Mr. Armstrong's appointment to include siting cases that may occur in the future, rather than having to make individual requests on a case by case basis. Under such a scenario, the Commission would continue to act on a motion to retain Mr. Armstrong in each case in which his services are required, but once that is done, we would not need to bring each of those individual siting cases to you for an expansion of the appointment. As I mentioned above, I will inform you of the Commission's response to this recommendation after the discussion at the 8 December meeting.

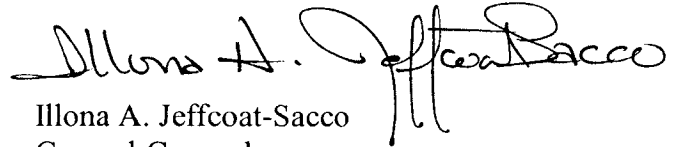
6 PU-10-613 Filed 12/03/2010 Pages: 2
Request for S.A.A.G. appointment for Mitchell Armstrong
Public Service Commission

6 PU-10-612 Filed 12/03/2010 Pages: 2
Request for S.A.A.G. appointment for Mitchell Armstrong
Public Service Commission
22 PU-08-932 Filed 12/03/2010 Pages: 2
Request for S.A.A.G. appointment for Mitchell Armstrong
Public Service Commission

The Honorable Wayne Stenehjem
3 December 2010
Page 2

Thank you for accommodating our needs in the past and for your consideration of this request. If you have any questions please contact me.

Best regards,



Illona A. Jeffcoat-Sacco
General Counsel