



## OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF NORTH DAKOTA  
2911 North 14th Street - Suite 303  
Bismarck, North Dakota 58503

Allen C. Hoberg  
DIRECTOR

January 27, 2011

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**RECEIVED**

JAN 31 2011

**PUBLIC SERVICE COMMISSION**

Illona Jeffcoat-Sacco  
General Counsel  
Public Service Commission  
600 East Boulevard Avenue  
Bismarck, ND 58505

Re: Montana Dakota Utilities Company, Whiting Oil & Gas, PU-10-615  
OAH File No. 20100420

Dear Mr. Jeffcoat-Sacco:

On December 16, 2010, you requested the designation of an administrative law judge from the Office of Administrative Hearings to conduct a hearing in the matter of Montana Dakota Utilities Company (PU-10-615). I was designated to be assigned as a procedural administrative law judge to conduct the hearing, but not to make recommended findings of fact and conclusions of law, or to issue a recommended order. Although the hearing on this matter was scheduled for January 31, 2011, it has been cancelled. Mr. Fahn has informed me that Montana Dakota Utilities filed a notice to withdraw its application. I understand that the agency will issue the appropriate order, if necessary.

I am closing our file on this matter and returning that portion of the record I have in my possession to you for filing with the official agency record of this matter.

Thank you for your attention to these matters.

Sincerely,

Allen C. Hoberg  
Administrative Law Judge

ACH/lmw

Encl.

Cc: Daniel S. Kuntz, Montana Dakota Utilities

**15** **PU-10-615** Filed: 1/31/2011 Pages: 1  
**Letter closing OAH file**