

## **Bauske, Shelly A.**

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**From:** Bauske, Shelly A.  
**Sent:** Thursday, January 12, 2012 3:31 PM  
**To:** 'colleenp@ndna.com'  
**Subject:** ND Public Service Commission Case Numbers PU-10-657, PU-11-55, PU-11-557 - Notice of Opportunity  
**Attachments:** 121-020.doc

Colleen ([colleenp@ndna.com](mailto:colleenp@ndna.com))  
North Dakota Newspaper Association

Please have the attached Notice of Opportunity for Hearing and Notice of Intent to Consider Information Not Presented at a Hearing published one time as a legal publication in the next issue of the following newspapers:

Minot Daily News  
Grand Forks Herald  
 Fargo Forum

Do not publish in the classifieds. Please run it as a "News Item Only" article as well.

Send the bill to the Public Service Commission along with a tear sheet for billing purposes.

Please confirm via email that you received this request.

If you have any questions or cannot open the files, please call me at 328-4070 or email.

Thank you.

Shelly Bauske

- 70 PU-11-557 Filed 01/12/2012 Pages: 4  
Email to NDNA to publish Notice of Opp. and to consider additional information  
Public Service Commission
- 122 PU-11-55 Filed 01/12/2012 Pages: 4  
Email to NDNA to publish Notice of Opp. and to consider additional information  
Public Service Commission
- 147 PU-10-657 Filed 01/12/2012 Pages: 4  
Email to NDNA to publish Notice of Opp. and to consider additional information  
Public Service Commission

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Northern States Power Company  
2011 Electric Rate Increase  
Application**

**Case No. PU-10-657**

**Northern States Power Company  
2012 Electric Rate Increase  
Application**

**Case No. PU-11-55**

**Northern States Power Company  
Customer Credit – DOE Settlement  
Application**

**Case No. PU-11-557**

**NOTICE OF OPPORTUNITY FOR HEARING AND  
NOTICE OF INTENT TO CONSIDER INFORMATION NOT PRESENTED AT A  
HEARING**

**January 12, 2012**

On December 20, 2010, Northern States Power Company (NSP) filed with the North Dakota Public Service Commission an increase in annual base revenues for electric utility service for 2011 of \$19.773 million or a 12.0% increase over current rates effective for electric service on and after January 19, 2011, Case Number PU-10-657. NSP also filed an increase in annual base revenues for electric utility service for 2012 of \$4.226 million or 2.57%, effective January 1, 2012.

On February 7, 2011, NSP submitted a request that the Commission sever the 2012 Increase from the 2011 Increase and consider the 2012 Increase in a separate proceeding. The 2012 Increase was docketed as Case No. PU-11-55.

On August 11, 2011, NSP filed with the Commission a petition for approval of a credit mechanism to refund approximately \$4.9 million received by NSP pursuant to a settlement with the United States regarding the Department of Energy's partial breach of its contract to take spent nuclear fuel beginning January 31, 1998, Case No. PU-11-557.

On September 15, 2011 a Settlement Agreement (September Settlement) was entered into by NSP and Advocacy Staff, and was filed with the Commission, to resolve all outstanding issues in Case No. PU-10-657, Case No. PU-11-55, and Case No. PU-11-557.

On September 16, 2011, the Commission issued a Notice of Hearing stating that the October 18, 2011 public hearing would be held to consider whether the September 15 Settlement is reasonable and should be approved and adopted by the Commission. The hearing was held as scheduled.

On October 27, 2011, an Amended Settlement Agreement was entered into by NSP and Advocacy Staff, to restructure one of the reliability components of the September 15, 2011 Settlement Agreement as testified to at the October 18, 2011 hearing (October Settlement).

On December 23, 2011, a second Amended Settlement Agreement was entered into by NSP and Advocacy Staff, to include three additional reliability conditions to address concerns regarding staffing, system maintenance, and overall reliability (December Settlement). NSP later informed Commission advisory staff via electronic mail that this second Amended Settlement Agreement, filed December 23, 2011, constitutes the complete settlement agreement between NSP and Commission Advocacy Staff.

The issue to be considered in this matter is whether the December Settlement should be approved and adopted by the Commission for the resolution of the issues in Case No. PU-10-657, Case No. PU-11-55 and Case No. PU-11-557. Those interested are invited to comment in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearings must be received **by close of business on February 13, 2012.**

Further, on November 15 and December 1, 2011, NSP filed with the Commission information regarding electric service outage affecting customers in the Fargo and West Fargo area. On November 23 and December 1, 2011, NSP filed with the Commission information concerning electric service outage in the Minot area. On November 30, 2011, NSP filed with the Commission a response to electric service reliability issues raised by the Commission at its October 31, 2011 work session in this proceeding. On December 8, 2011, NSP filed with the Commission information concerning a shutdown of its Sherburne County Generating Station Unit 3. These filings were all filed after the record was closed and were docketed in the three captioned cases.

The Commission, in its consideration of the December Settlement, intends to consider the filings noted in the paragraph above in accordance with N.D.C.C. Section 28-32-25, subject to objections that may be raised at the hearing. N.D.C.C. Section 28-32-25 provides parties a right to examine the information the Commission intends to consider, present their own information or evidence, and cross-examine the person furnishing the information or evidence. Any party desiring to present evidence or information in response to the docketed filings filed after the record was closed, noted in the paragraph above, or desiring to cross-examine the person furnishing that information, may file a written request **no later than February 3, 2012.**

For more information or a copy of the December Settlement, contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or 877-245-6685 (toll free in North Dakota), 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 of the hearing.

**PUBLIC SERVICE COMMISSION**

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**Kevin Cramer  
Commissioner**

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**Tony Clark  
Chairman**

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**Brian P. Kalk  
Commissioner**