



Public Service Commission  
State of North Dakota

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October 27, 2011

Honorable Judge Al Wahl  
Office of Administrative Hearings  
2911 North 14<sup>th</sup> Street – Suite 303  
Bismarck, ND 58502-0639

Re: Application for Advance Determination of Prudence – 88 MW Turbine PU-11-395  
Application for CPC&N - 88 MW Combustion Turbine - PU-11-396

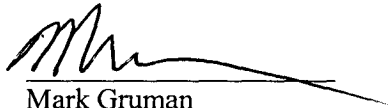
Judge Wahl,

This morning Advocacy Staff, MDU and Commission Staff briefly met to discuss various issues concerning the above-entitled matters. All parties agreed to the following:

- (1) Consolidation of cases for hearing PU-11-395 and PU-11-396 in an identical manner as you so articulated in your September 6, 2011 Prehearing Order concerning PU-11-163 and PU-11-165;
- (2) Responses to discovery requests shall be served and filed within ten calendar days;
- (3) Advocacy Staff will file their Pre-filed testimony by December 12, 2011;
- (4) MDU will file their Rebuttal Testimony by December 27, 2011;
- (5) Both parties will file their respective Summary Witness and Exhibits Lists by January 3, 2012. As you know this matter has been scheduled for a Formal Hearing on January 10-11, 2012. MDU has indicated that they will be retaining a Court Reporter.

Please let us know if you have any questions,

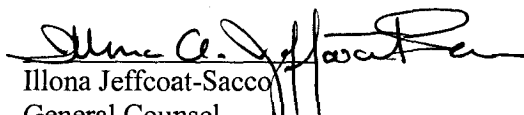
Dated this 27<sup>th</sup> day of October 2011

  
Mark Gruman  
Legal Counsel

Dated this \_\_\_\_ day of October 2011

\_\_\_\_\_  
Dan Kuntz  
Montana-Dakota Utilities Co.

Dated this 27<sup>th</sup> day of October 2011

  
Illona Jeffcoat-Sacco  
General Counsel