



Public Service Commission State of North Dakota

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October 27, 2011

Honorable Judge Al Wahl
Office of Administrative Hearings
2911 North 14th 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:

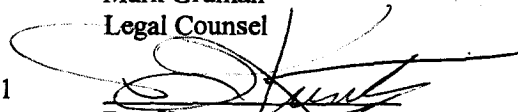
- (1) Consolidation of cases for hearing PU-11-395 and PU-11-396 in an identical manner as you so articulated in your September 6, 2011 Prehearing Order concerning PU-11-163 and PU-11-165;
- (2) Responses to discovery requests shall be served and filed within ten calendar days;
- (3) Advocacy Staff will 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 27th day of October 2011


Mark Gruman
Legal Counsel

Dated this 27th day of October 2011


Dan Kuntz
Montana-Dakota Utilities Co.

Dated this 27th day of October 2011


Ilona Jeffcoat-Sacco
General Counsel