



Public Service Commission  
State of North Dakota

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2 November 2011

Mr. Allen C. Hoberg  
Office of Administrative Hearings  
2911 North 14th Street – Suite 303  
Bismarck, ND 58503

Re: Oliver Wind III, LLC  
48 MW Wind Energy Center - Morton County  
Siting Application  
PU-11-561

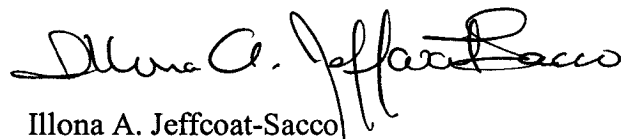
Dear Mr. Hoberg:

Enclosed is a request for an Administrative Law Judge in the captioned case. A hearing is tentatively scheduled to begin 20 December 2011 at 10:00 a.m. at the Mandan City Hall. A Notice of Hearing has not been issued yet but when that is available I will forward it to your office.

The Administrative Law Judge will serve as a procedural law judge and the hearing will be electronically recorded.

If you have any questions, please contact me. Thank you.

Best regards,

  
Illona A. Jeffcoat-Sacco  
General Counsel

enclosure  
c: w/encl. Brian Bjella



**REQUEST FOR ADMINISTRATIVE LAW JUDGE--APPEAL, APPLICATION, OR PETITION**  
 NORTH DAKOTA OFFICE OF ADMINISTRATIVE HEARINGS  
 SFN 17819 (Rev. 03-2001)

Name of Agency, Board, or Commission  
 North Dakota Public Service Commission

The above named agency, board, or commission requests designation of an administrative law judge from the Office of Administrative Hearings for the Oliver Wind III, LLC 48 MW Wind Energy Center - Morton County Siting Application PU-11-561

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code Chapter 49-22 (North Dakota Century Code and/or North Dakota Administrative Code).

Please attach related documents and correspondence.

The administrative action is more fully described as follows:  
 The proposed Project would be constructed on up to 9 square miles of leased private property approximately 12 miles south of Center, North Dakota. The Project would consist of up to 30 wind turbine generators.

It requests designation of an administrative law judge (please check one):

- To conduct the hearing and issue **recommended** findings of fact, conclusions of law, and order.
- To serve as a **procedural** administrative law judge only (no recommended decision). The agency head **will be present** at the hearing as required by NDCC 54-57-04(6).
- To conduct the hearing, issue findings of fact, conclusions of law, and a **final** order.

**PLEASE MAKE A REQUEST FOR AN ADMINISTRATIVE LAW JUDGE AT LEAST ONE MONTH BEFORE THE HEARING.**

Please list parties, including the agency if it is a Party, and Representation [attorney (or other)] if known, or Agency Contact: (Attach separate list if necessary.)

AGENCY See attached	Address	Telephone Number
Representation	Address	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number

**Additional Comments**

A hearing is tentatively scheduled to begin 20 December 2011 at 10:00 a.m. at the Mandan City Hall.

A Notice of Hearing has not been issued yet but when that is available I will forward it to your office.

(For agencies required to use OAH, notice of hearing will be issued by the administrative law judge, unless a procedural administrative law judge is requested. Other requesting agencies and agencies requesting a procedural administrative law judge should first contact OAH about scheduling a hearing. If notice has already been issued, attach a copy of the notice.)

Typed or Printed Name and Title of Requesting Person	Date 2 November 2011
Signature of Requesting Person x <i>Illene A. Jeffcoat Sacas</i>	Telephone Number 701-328-2407

Attachment  
 Request for ALJ  
 2 November 2011

Oliver Wind III, LLC  
 48 MW Wind Energy Center - Morton County  
 Siting Application  
 PU-11-561

<b>AGENCY</b>	<b>Address</b>	<b>Telephone Number</b>
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
<b>Representation</b> Mitchell Armstrong Smith Bakke Porsborg & Schweigert Attorneys at Law	<b>Address</b> P.O. Box 460 Bismarck, ND 58502-0460	<b>Telephone Number</b> 701-258-0630
<b>PARTY</b> Oliver Wind III, LLC	<b>Address</b> 700 Universe Blvd. Juno Beach, FL 33408	<b>Telephone Number</b> 561-691-7240
<b>Representation</b> Brian Bjella, Attorney Crowley Fleck	<b>Address</b> P.O. Box 2798 Bismarck, ND 58502-2798	<b>Telephone Number</b> 701-223-6585
<b>PARTY</b>	<b>Address</b>	<b>Telephone Number</b>
<b>Representation</b>	<b>Address</b>	<b>Telephone Number</b>
<b>PARTY</b>	<b>Address</b>	<b>Telephone Number</b>
<b>Representation</b>	<b>Address</b>	<b>Telephone Number</b>