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December 12, 2011

Executive Secretary
Public Service Commission
North Dakota State Capital
600 East Boulevard, Dept. 408
Bismarck ND 58505-0480

Re: North Central Electric Cooperative, Inc. v. Otter Tail Power Company
File Number 66-171.407

Dear Gentlemen:

Please find enclosed for filing in the above-named matter the following documents:

1. Complaint; and
2. Affidavit in Support of Complaint.

I have included one original, 8 copies (seven copies for PSC and one for the Respondent) and also one courtesy copy. Once said Complaint is filed, please provide to our office a file stamped copy.

Thank you and if you have any questions, please do not hesitate to contact me.

Sincerely,

Debra L. Hoffarth
DLH/jcs

Enclosures

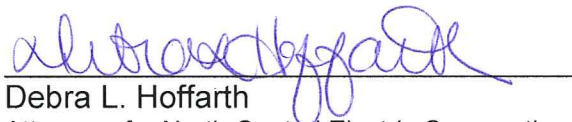
cc Wayne Martian, North Central Electric Cooperative, Inc.

10. Otter Tail is subject to the jurisdiction of the Public Service Commission. Application of Otter Tail Power Co., 354 N.W.2d 701 (N.D. 1984); Application of Otter Tail Power Co., 451 N.W.2d 95, (N.D. 1990).

Therefore, under N.D.C.C. §§ 49-02-02 (2), (4), 49-03-01.1, 49-03-01.4, 49-03-05, North Central requests the Commission, with or without notice, to make its order restraining, enjoining and requiring Otter Tail to cease and desist from constructing an extension of its electric public utility plant and system to and from serving any customer at the place to be served and to require Otter Tail to conform to the laws of this State, until the further order of the Commission after hearing after due notice and that Otter Tail be ordered to remove the extension if its electric public utility plant and system to the Sky Dancer campus.

Dated this 12th day of December, 2011

PRINGLE & HERIGSTAD, P.C.



Debra L. Hoffarth
Attorneys for North Central Electric Cooperative, Inc.
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temporary construction service. I also spoke with Dennis Ellefson, area manager of Rugby, Garrison, Jamestown, and Oakes who informed me that Otter Tail had received a request for electric service to Sky Dancer's new building on the Sky Dancer campus, including temporary construction service.

7. On December 1, 2011, North Central discussed this matter with the Turtle Mountain Tribal Chairman who confirmed the Tribe had requested electric service from Otter Tail.
8. On December 7, 2011, North Central received a request to locate its electrical lines for Otter Tail via North Dakota One-Call. The request indicates that the work to be done is the installation of electric main/poles & anchors at a location staked to the construction of the new casino. The request to locate and photographs are attached hereto as Exhibits 1 and 2.
9. On December 9, 2011, Otter Tail began construction of an extension of its public utility plant and system and of its transmission and distribution lines for electrical service on the Sky Dancer campus. It appears that Otter Tail will bore under Highway 5 and that Otter Tail will cross over two of North Central's main three phase underground feeders, one of which serves the Sky Dancer campus, with an overhead distribution line. Otter Tail will cross under Central Power Electric Cooperative, Inc.'s transmission, which provides electrical service to North Central's facilities. It is estimated that Otter Tail's construction will be complete by 12/13/2011. Photographs of the construction are attached hereto as Exhibit 3.
10. Otter Tail's construction of an extension of its public utility plant and system and of its transmission and distribution lines to serve Sky Dancer would interfere with North Central's service and system and is wasteful duplication of facilities.
11. Otter Tail has not obtained from the Public Service Commission a certificate that public convenience and necessity require or will require such construction and service by Otter Tail.

EXHIBIT 1

NORTH DAKOTA ONE-CALL REQUEST TO LOCATE

NORTH DAKOTA ONE-CALL

Request #: 11163327

LORQ ROUTINE

Send To: NCENTL01 Seq No: 1 Map Ref:

Original Call Date: 12/07/11 Time: 10:02 AM CT Op: mnkimb

Work to Begin Date: 12/09/11 Time: 10:15 AM CT

Transmit Date: 12/07/11 Time: 10:42 AM CT Op: mnkimb

County: ROLETTE Place: TURTLE MOUNTAIN UNOR

Address: Street: HWY 281

Nearest Intersecting Street: 39TH AVE NE

Type of Work: INSTALLATION OF ELECTRIC MAIN//POLES & ANCHORS

Work Being Done For: OTTER TAIL POWER

Depth: 6FT Explosives: N Tnling/Boring: Y

Extent of Work: FROM GO E HWY 281 APPROX 1/2 MILE TO SKY DANCER CASINO
: APPROACH LOCATED ON N SIDE OF RD AND STAKES LOCATED ON S SIDE OF APPROACH

: AND MARK 25FT RADIUS OF EACH OF APPROX 15 STAKES GOING N AND W TO NEW
: CONSTRUCTION OF NEW CASINO AND FROM THIS POINT MARK 20FT RADIUS OF WHITE
: FLAGGD AREA GOING N INTO CASINO

Remarks: CALLER STATES WORK IS ALSO UNDERGROUND CABLE

: CALLER STATES 39TH AVE NE AKA BIA 11 AKA ROLETTE RD/HWY 281 AKA HWY 5

Twp: 162N Rng: 71W Sect-Qtr: 34

Ex. Coord NW Lat: 48.8210012Lon: -99.8549928 SE Lat: 48.8046020Lon: -99.8313530

Company : OTTER TAIL POWER

Contact Name: MIC DECOTEAU

Fax: (701)477-3577

Alt. Contact: MIC DECOTEAU / C

Phone: (701)550-0023

Caller Address: P.O. BOX 877

Call Back:

ROLLA, ND 58367

UNITED01

Link To Map for NCENTL01: <http://nd.itic.occinc.com/YWH4-CF2-W62-D2Y>

EXHIBIT 2

PHOTOGRAPHS OF OTTER TAIL
STAKING



ORPC W Sub Pole





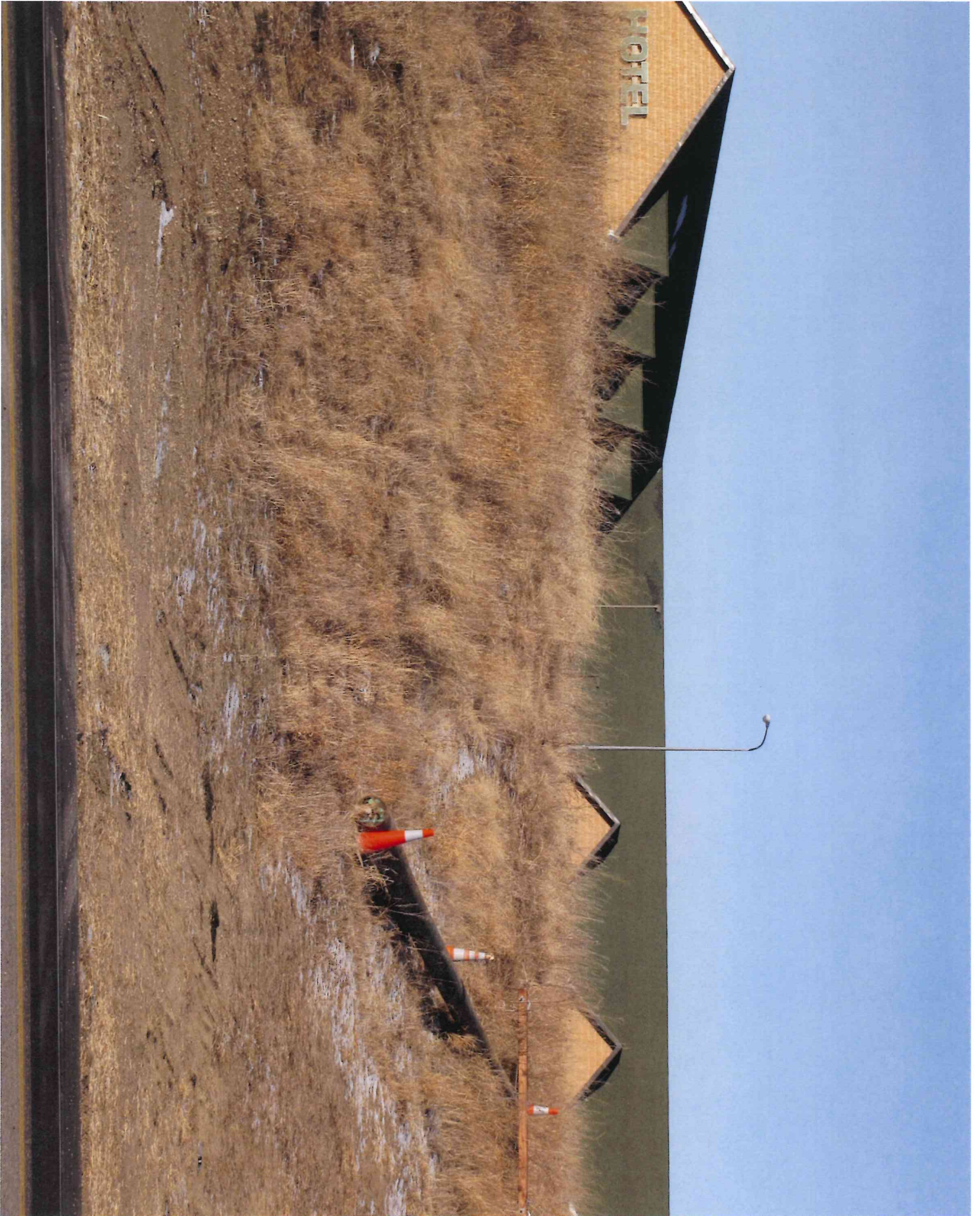


EXHIBIT 3

PHOTOGRAPHS OF OTTER TAIL CONSTRUCTION







HOTEL





