



Public Service Commission

State of North Dakota

COMMISSIONERS

Brian P. Kalk
Kevin Cramer
Bonny M. Fetch

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14 September 2012

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

Re: Public Service Commission v. Shores Companies, Inc.
Damage Prevention Enforcement
GS-12-31

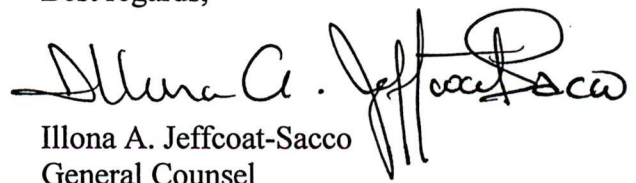
Dear Mr. Hoberg:

Enclosed is a request for an Administrative Law Judge in the captioned cases. A public hearing will be held 31 October, 2012, beginning at 1:30 p.m. CST in the Commission Hearing Room, State Capital, 12th Floor, Bismarck, North Dakota. A copy of the Notice of Hearing is enclosed.

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. Dennis Shores
Ken Dockweiler
Mark Gruman

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Public Service Commission
Shores Companies, Inc.
Damage Prevention Enforcement

Case No. GS-12-31

NOTICE OF HEARING
SEPTEMBER 12, 2012

On August 23, 2012, Public Service Commission Advocacy Staff filed a formal complaint alleging violation of the North Dakota One-Call law, N.D.C.C. Chapter 49-23, and requesting the Commission find the Shores Companies, Inc. responsible for violating the One Call law and impose a penalty of \$2000.00.

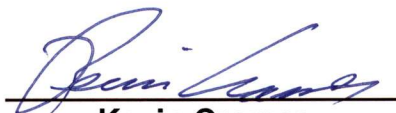
On August 29, 2012, the Public Service Commission found the Complaint states a prima facie case and served the complaint on the Respondent on August 30, 2012.

A **public hearing** on this matter will be held commencing **Monday, October 31, 2012 at 1:30 p.m. CDT** in the Commission Hearing Room, State Capitol, 12th Floor, Bismarck, North Dakota 58505. The issues to be considered are:

1. Has respondent, Shores Companies, Inc., violated N.D.C.C. Chapter 49-23, the North Dakota One-Call law?
2. If a violation is found, should the Commission impose a civil penalty in the amount of \$2000.00?

For more information 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.


PUBLIC SERVICE COMMISSION



Kevin Cramer
Commissioner



Brian P. Kalk
Chairman



Bonny M. Fetch
Commissioner



REQUEST FOR ADMINISTRATIVE LAW JUDGE--APPEAL, APPLICATION, OR PETITION
 NORTH DAKOTA OFFICE OF ADMINISTRATIVE HEARINGS
 SFN 17819 (Rev. 06-2007)

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 North Dakota Public Serviv Commission v. Shores Companies, Inc.

Damage Prevention Enforcement, PSC Case No. GS-12-31

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code Chapter 49-23 _____ (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:
 Hearing to determine if Shores Companies, Inc. violated N.D.C.C. Chapter 49-23, the North Dakota One-Call Law, and if a violation is found, should the Commission impose a civil penalty in the amount of \$2000.00

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 28-32-31(5). See NDCC 54-57-04.
- 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 public hearing will be held Monday, October 31, 2012 at 1:30 p.m. in the Commission Hearing Room, State Capitol.
 A copy of the Notice of Hearing is enclosed

(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 Illona A. Jeffcoat-Sacco, General Counsel	Date 9/14/2012
Signature of Requesting Person x	Telephone Number (701) 328-2407

Attachment
Request for ALJ
14 September 2012

Public Service Commission v. Shores Companies, Inc.
Damage Prevention Enforcement
GS-12-31

AGENCY	Address	Telephone Number
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
Representation Illona A. Jeffcoat-Sacco PSC General Counsel	Address 600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	Telephone Number 701-328-2407
Mark Gruman, PSC Advocacy Staff	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2421
PARTY Shores Companies, Inc. contact name: Dennis Shores	Address 14260 Berg Rd NW Evansville, MN 56326	Telephone Number 218-948-2059
Representation To be determined	Address	Telephone Number