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**RECEIVED**

OCT 29 2012

OPINION

October 26, 2012

**PUBLIC SERVICE COMMISSION**

Ms. Ilona A. Jeffcoat-Sacco  
General Counsel  
Public Service Commission  
600 E Boulevard Ave Dept 408  
Bismarck, ND 58508-0480

Dear Ms. Jeffcoat-Sacco:

The Office of Attorney General has examined the proposed amendments to N.D.A.C. title 69 concerning the Public Service Commission (Case Nos. PU-12-162, PU-12-165, and RC-12-166), along with the notice of the proposed rules, the publication of that notice, and the filing of that notice with the Legislative Council. This office has also determined that 1) a written record of the agency's consideration of any comments to the proposed rules was made, 2) a regulatory analysis was issued, 3) a takings assessment was prepared, 4) a small entity regulatory analysis and an economic impact statement were prepared, and 5) the proposed rules are within the agency's statutory authority.

These administrative rules are in compliance with N.D.C.C. ch. 28-32 and are hereby approved as to their legality. Upon final adoption, these rules may be filed with the Legislative Council.

Sincerely,

Wayne Stenehjem  
Attorney General

eee/vkk  
cc: John Walstad, Legislative Council

- 24 PU-12-165 Filed 10/29/2012 Pages: 1  
Letter approving administrative rules  
Attorney General  
Wayne Stenehjem, Attorney General
- 27 PU-12-162 Filed 10/29/2012 Pages: 1  
Letter approving administrative rules  
Attorney General  
Wayne Stenehjem, Attorney General

- 20 RC-12-166 Filed 10/29/2012 Pages: 1  
Letter approving administrative rules  
Attorney General  
Wayne Stenehjem, Attorney General