

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

McLean Electric Coop/ Mountrail Williams  
Electric Coop  
McLean & Mountrail Counties Area  
Service Area Agreement

Case No. PU-12-196

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

Cara DeSaye deposes and says that:

She is over the age of 18 years and not a party to this action, and, on the 28<sup>th</sup> day of June, 2012, she deposited in the United States Mail, at Bismarck, North Dakota, two envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

Order

The envelopes were addressed as follows:

Dale Haugen  
Mountrail-Williams Electric Cooperative  
218 58<sup>th</sup> Street West  
Williston ND 58802

Martin Dahl  
McLean Electric Cooperative  
PO Box 399  
Garrison ND 58540-0399

Cert. No. 7011 3500 0003 4574 5117

Cert. No. 7011 3500 0003 4574 5124

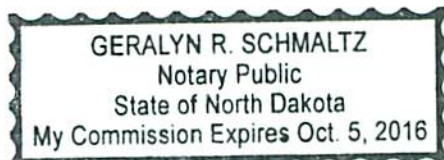
Each address shown is the respective addressee's last reasonably ascertainable post office address.

*Cara DeSaye*

Subscribed and sworn to before me  
this 28<sup>th</sup> day of June, 2012.

*Geraldine R. Schmaltz*  
Notary Public

SEAL



**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**McLean Electric Coop./Mountrail Williams Electric  
McLean & Mountrail Counties Area  
Service Area Agreement**

**Case No. PU-12-196**

**ORDER APPROVING ELECTRIC SERVICE AREA AGREEMENT**

**June 27, 2012**

On May 9, 2012 McLean Electric Cooperative, Inc. (McLean Electric) filed an application for approval of a Service Area Agreement with Mountrail-Williams Electric Cooperative (Mountrail-Williams) to establish service areas and designate service locations to be served by McLean Electric and Mountrail-Williams in McLean and Mountrail Counties of North Dakota.

On May 16, 2012 the Commission issued a Notice of Filing, Notice of Informal Hearing and Notice of Opportunity for Hearing, which provided until June 26, 2012 for receiving written comments or hearing requests. No response has been received. The notice identified the issues to be considered in this proceeding as whether the Service Area Agreement complies with section 49-03-06 of the North Dakota Century Code (N.D.C.C.) and whether approval of the Service Area Agreement is compatible with the public interest.

On June 19, 2012 the parties filed an addendum to the agreement to clarify that the Commission will have continuing jurisdiction to settle all service location disputes that may arise under the agreement, as required under NDCC 49-03-06.

On June 20, 2012 the Commission discussed the issues with Commission staff and the applicants at an informal hearing. The applicants contend that the agreement will encourage harmony and operational efficiencies, promote safety, discourage unreasonable duplication of facilities, assure adequate and reliable electric service, and provide antitrust immunity.

Having considered this matter the Commission finds the Electric Service Area Agreement complies with N.D.C.C. section 49-03-06 and approval is compatible with the public interest. Therefore, the Commission issues the following:

**Order**

The Commission Orders the electric service area agreement negotiated between McLean Electric Cooperative, Inc. and Mountrail-Williams Electric Cooperative is APPROVED.

**PUBLIC SERVICE COMMISSION**



**Kevin Cramer  
Commissioner**



**Brian P. Kalk  
Chairman**

\_\_\_\_\_  
**Vacant**