

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
SOUTHWESTERN DIVISION**

Dakota Resource Council, )

Plaintiff, )

vs. )

North Dakota Public Service Commission, )

Defendant and )

Secretary of the Interior Ken Salazar, )  
in his official capacity, )

Intervenor-Defendant. )

Case No. 1:12-cv-064

**ORDER GRANTING MOTION FOR  
SETTING COURSE OF ORAL  
ARGUMENT**

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Dacotah Chapter of Sierra Club )  
and Dakota Resource Counsel, )

Plaintiffs, )

vs. )

Secretary of the Interior Sally Jewell, )  
in her official capacity, )

Defendant and )

North Dakota Public Service Commission, )

Intervenor-Defendant. )

Case No. 1:12-cv-065

Before the Court is “North Dakota Public Service Commission’s Motion for Setting Course of Oral Argument Set for August 16, 2013” filed on July 23, 2013. See Docket No. 47.

On April 2, 2013, the plaintiff and defendant in case no. 1:12-cv-064 filed a joint request for oral argument on the parties’ cross-motions for summary judgment on all issues raised in plaintiff’s

complaint. See Docket No. 44. On April 4, 2013, the Court issued an Order granting the motion for oral argument and set the hearing for Friday, August 16, 2013, in Bismarck, North Dakota. See Docket No. 46. On July 17, 2013, Chambers received a telephone call from Ms. Carrie LaSeur regarding scheduling an oral argument in case no. 1:12-cv-065. It was decided at that time to hear both arguments on August 16, 2013, and an email was sent to all parties to that effect.

The Court **ADOPTS** the course of oral argument as set out in the Public Service Commission's motion. Each party, in each case, will be allotted twenty minutes for argument in support of its motion for summary judgment and in opposition to the opposing party's motions for summary judgment for a total of 2 hours of argument.

**IT IS SO ORDERED.**

Dated this 30th day of July, 2013.

*/s/ Daniel L. Hovland*

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Daniel L. Hovland, District Judge  
United States District Court