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October 26, 2012

Darrell Nitschke
Executive Secretary
North Dakota Public Service Commission
600 East Boulevard, Department 408
Bismarck, ND 58505-0480

**RE: In the Matter of the Request of Great River Energy
for Jurisdictional Determination
Case No. PU-12-767**

Dear Mr. Nitschke:

Enclosed for filing in the above-referenced matter is Otter Tail Power Company's Petition to Intervene. The original and ten (10) copies of this Petition will be sent by First Class mail.

Also enclosed is an Affidavit of Service.

If you have any questions regarding this filing, please contact me at 218-739-8475 or at bgerhardson@otpc.com.

Yours very truly,

/S/ BRUCE GERHARDSON
Bruce Gerhardson
Associate General Counsel
BGG/dm

Enclosures
By electronic filing
c: Service List

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

In the Matter of the Request of
Great River Energy for
Jurisdictional Determination

Case No. PU-12-767

PETITION TO INTERVENE

1. Pursuant to North Dakota Admin. Rules Section 69-02-02-05, Otter Tail Power Company (“Otter Tail”) hereby petitions to intervene in the above-captioned matter. Otter Tail has a substantial interest in this proceeding, and Otter Tail opposes the relief sought by GRE in its request.
2. Otter Tail is an electric public utility with significant electric facilities and operations in and around the area described in Great River Energy’s (“GRE”) request. The North Dakota Public Service Commission has previously granted Otter Tail Certificates of Public Convenience and Necessity to serve parcels and facilities in and around the area described in GRE’s request. If GRE’s request were granted, the legal rights granted to Otter Tail under those certificates would be substantially affected. Granting of the request would also substantially affect other rights Otter Tail has to serve customers in the described area when doing so would serve the public convenience and necessity.
3. Also, if GRE’s request were granted, it would substantially affect Otter Tail’s interests as a supplier of electric service in the State of North Dakota. Granting of the request could set a precedent that would allow numerous entities to enter North Dakota with the purpose of supplying unregulated electric service to the detriment of existing electric service providers and to the detriment of the public and the public interest.

4. Otter Tail intends to present legal analysis in this proceeding to show why GRE's request should be denied. Otter Tail may also present evidence through testimony, as well as cross examination, with respect to the matters raised in GRE's request.

Dated: October 26, 2012

Respectfully submitted,

OTTER TAIL POWER COMPANY

By: /S/ BRUCE GERHARDSON
Bruce Gerhardson
Associate General Counsel
North Dakota Attorney Registration No. 05577
215 South Cascade Street
Fergus Falls, MN 56537
(218) 739-8475

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

AFFIDAVIT OF SERVICE BY ELECTRONIC AND REGULAR MAIL

In the Matter of the Request of
Great River Energy for
Jurisdictional Determination

Case No. PU-12-767

I, Diane Merz, hereby certify that I have this day served a true and correct copy of Otter Tail Power Company's Petition to Intervene on the following individuals by e-mailing and placing in the United States mail with postage prepaid.

Darrell Nitschke, Executive Secretary
ND Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0480
E-mail: dnitschk@nd.gov.

Eric J. Olsen
Vice President and General Counsel
Great River Energy
12300 Elm Creek Boulevard
Maple Grove, MN 55369-4718

Donna L. Stephenson
Associate General Counsel
Great River Energy
12300 Elm Creek Boulevard
Maple Grove, MN 55369-4718

Dated this **26th** day of **October 2012**.

/s/ DIANE MERZ

Diane Merz, Regulatory Filing Coordinator
Otter Tail Power Company
215 South Cascade Street
Fergus Falls MN 56537
(218) 739-8608

STATE OF MINNESOTA)
) SS
COUNTY OF OTTER TAIL)

Subscribed and sworn to before me this 26th day of October 2012.

My Commission expires January 31, 2015.

/s/ WENDI A. OLSON

Wendi A. Olson, Notary Public