



Public Service Commission  
State of North Dakota

COMMISSIONERS

Brian P. Kalk  
Randy Christmann  
Julie Fedorchak

Executive Secretary  
Darrell Nitschke

600 East Boulevard, Dept. 408  
Bismarck, North Dakota 58505-0480  
Web: [www.psc.nd.gov](http://www.psc.nd.gov)  
E-mail: [ndpsc@nd.gov](mailto:ndpsc@nd.gov)  
Phone: 701-328-2400  
ND Toll Free: 1-877-245-6685  
Fax: 701-328-2410  
TDD: 800-366-6888 or 711

12 June 2013

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

Re: Public Service Commission  
S.J. Louis Construction, Inc.  
Damage Prevention Enforcement  
Case Number PU-12-799

Dear Mr. Hoberg:

Enclosed is a request for an Administrative Law Judge in the captioned case. A hearing has not been scheduled yet, but when a Notice of Hearing is issued I will forward it to your office.

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



**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 Public Service Commission, S. J. Louis Construction, Inc., Damage Prevention Enforcement,  
 PSC Case No. PU-12-799

(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 S. J. Louis Construction, 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 of \$1,000.

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  
 This case is in its early stages and a Notice of Hearing has not been issued. When a Notice is issued we will forward it to your office.

(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 6/12/2013
Signature of Requesting Person x <i>Illona A. Jeffcoat-Sacco</i>	Telephone Number (701) 328-2407

Attachment  
Request for ALJ  
12 June 2013

Public Service Commission  
S. J. Louis Construction, Inc.  
Damage Prevention Enforcement  
Case Number PU-12-799

<b>AGENCY</b>	<b>Address</b>	<b>Telephone Number</b>
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
<b>Representation</b> Ryan Norrell, Advocacy Staff Illona A. Jeffcoat-Sacco General Counsel, Advisory Staff	<b>Address</b> 600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	<b>Telephone Number</b> 701-328-2407
<b>PARTY</b> S. J. Louis Construction, Inc.	<b>Address</b> 1351 Broadway St W PO Box 459 Rockville MN 56369-0459	<b>Telephone Number</b> 320-253-9291
<b>Representation</b> Michael J. Boufford Risk Manager	<b>Address</b> 1351 Broadway St W PO Box 459 Rockville MN 56369-0459	<b>Telephone Number</b> 320-253-9291
<b>PARTY</b>	<b>Address</b>	<b>Telephone Number</b>
<b>Representation</b>	<b>Address</b>	<b>Telephone Number</b>
<b>PARTY</b>	<b>Address</b>	<b>Telephone Number</b>
<b>Representation</b>	<b>Address</b>	<b>Telephone Number</b>