

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Bakken Oil Express, LLC
16-Inch Crude Oil Pipeline/Dunn & Stark Counties
Siting Application

Case No. PU-13-825

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 31st day of **January, 2014**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

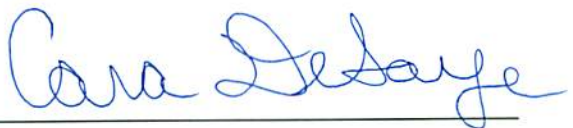
Notice of Opportunity for Hearing

The envelope was addressed as follows:

Jillian Rupnow
Fredrickson & Byron, P.A.
200 N 3rd St.
Bismarck, ND 58501

Cert. No. 7013 2630 0001 2317 0569

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

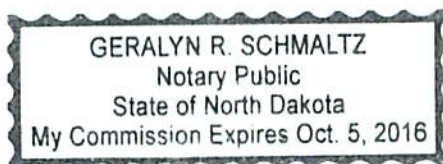


Subscribed and sworn to before me
this 31st day of **January, 2014**.



Notary Public

SEAL



**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Bakken Oil Express, LLC
16-Inch Crude Oil Pipeline/Dunn & Stark Counties
Siting Application**

Case No. PU-13-825

NOTICE OF OPPORTUNITY FOR HEARING

January 29, 2014

On December 30, 2013, the Commission issued an order granting Bakken Oil Express, LLC (BOE) Certificate Number 150 designating a corridor and Permit Number 161 designating a route for the construction, operation, and maintenance of a 38-mile, 16-inch crude oil pipeline and associated facilities in Dunn and Stark Counties, North Dakota.

On January 21, 2014, BOE filed a request to modify the order to allow an increase in pipe diameter from 16 to 20 inches along the approximately 4 southernmost miles of the approved pipeline route. BOE also filed an application for waivers of procedures and time schedules.

In its application for waivers of procedures and time schedules, BOE requests that the Commission waive the following:

- Procedures that require the separate filing of applications for an amended certificate of corridor compatibility and an amended route permit;
- Procedures that require separate notices of such applications;
- Procedures that may require a public hearing or opportunity for hearing on a waiver request; and
- Procedures that may require a public hearing or opportunity for hearing on an application for a certificate of corridor compatibility and an amended route permit.

The issues to be considered in BOE's application for a waiver of procedures and time schedules are:

1. Are the proposed facilities of such length, design, location, or purpose that they will produce minimal adverse effects and that adherence to applicable procedures and time schedules may be waived?
2. Is it appropriate for the Commission to waive any procedures and time schedules as requested in the application?

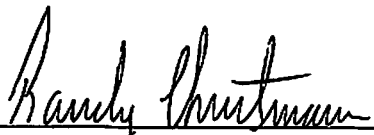
The issues to be considered in BOE's application for an amended order are:

1. Will the location, construction, and operation of the proposed facilities produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Are the proposed facilities compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed modification minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

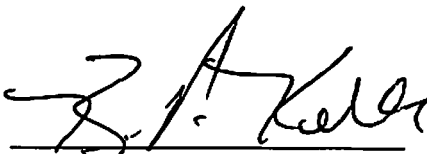
Those interested are invited comment on the applications in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding(s) and the reasons for requesting a hearing. Comments and request for hearings must be received by **February 20, 2014**. If deemed appropriate, the Commission can determine this matter without a hearing.

For more information, contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or braille materials, please notify the Commission at least 24 hours in advance.

PUBLIC SERVICE COMMISSION



Randy Christmann
Commissioner



Brian P. Kalk
Chairman



Julie Fedorchak
Commissioner

