

Hamre, John G.

From: jsmestad@otpc.com
Sent: Thursday, November 14, 2013 3:34 PM
To: Hamre, John G.
Subject: FW: ALJ Request
Attachments: PU-13-840 ALJ Request.pdf

Good afternoon, John. Please note that Bruce Gerhardson forwarded your note on to me; I should be sent communications relating to the MDU/OTP 345 kV line. Thanks so much for your attention to this detail.

Best,

Jennifer

Jennifer O. Smestad

Otter Tail Power Company | General Counsel

p: 218.739.8892 | c: 218.205.1445 | f: 218.998.3165 | e: jsmestad@otpc.com



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From: Gerhardson, Bruce
Sent: Thursday, November 14, 2013 3:11 PM
To: Smestad, Jennifer
Subject: FW: ALJ Request

For you, I assume.

From: Hamre, John G. [<mailto:jghamre@nd.gov>]
Sent: Thursday, November 14, 2013 2:46 PM
To: Dan Kuntz (dan.kuntz@mduresources.com); Gerhardson, Bruce
Cc: Zachary E. Pelham (zep@pearce-durick.com); -Grp-PSC Legal
Subject: ALJ Request

PU-13-840
MDU / OTP 345kV Transmission Line

Gentlemen,

Attached is a copy of the ALJ request in the captioned case. The paper copy will be sent to the Office of Administrative Hearings today.

Best regards,
John

John G. Hamre
Administrative Assistant
ND Public Service Commission
701-328-4279

4 **PU-13-840** Filed: 11/14/2013 Pages: 5
E-mail - correction to ALJ request regarding Otter Tail Power attorney contact

Otter Tail Power Company

Jennifer Smestad

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Public Service Commission

State of North Dakota

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

14 November 2013

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

Re: Montana-Dakota Utilities / Otter Tail Power Co.
345kV Transmission Line - Dickey County
PU-13-840
Siting Application

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

c: w/encl. via email only Dan Kuntz (dan.kuntz@mduresources.com)
Bruce Gerhardson (bgerhardson@otpc.com)



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 Montana-Dakota Utilities / Otter Tail Power Co., 345kV Transmission Line - Dickey County
Siting Application, PU-13-840

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code Chapter 49-22 _____ (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:
 On October 18, 2013, Montana-Dakota Utilities Co. and Otter Tail Power filed an Application for corridor certificate and route permit & waiver of procedures and time schedules for a 345kV Transmission Line in Dickey County, ND

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
 A hearing has not been scheduled yet but when a Notice of Hearing 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 11/14/2013
Signature of Requesting Person X	Telephone Number (701) 328-2407

Attachment
 Request for ALJ
 14 November 2013

Montana-Dakota Utilities / Otter Tail Power Co.
 345kV Transmission Line - Dickey County
 PU-13-840
 Siting Application

AGENCY	Address	Telephone Number
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
Representation Zachary E. Pelham (pending Commission Motion on 4 December 2013)	Address Pearce & Durick PO Box 400 Bismarck, ND 58502	Telephone Number 701-223-2890
PARTY Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc.	Address 400 N 4th Street Bismarck, ND 58501	Telephone Number 701-222-7900
Representation Dan Kuntz Associate General Counsel	Address MDU Resources Group, Inc. P.O. Box 5650 1200 West Century Avenue Bismarck, ND 58506-5650	Telephone Number 701-530-1016
PARTY Otter Tail Power Company	Address 215 S. Cascade Street Fergus Falls, MN 56538-0496	Telephone Number 218-739-8200
Representation Bruce Gerhardson, Associate General Counsel	Address Otter Tail Corporation P.O. Box 496 Fergus Falls, MN 56538-0496	Telephone Number 218-998-7108
PARTY	Address	Telephone Number
Representation	Address	Telephone Number