



Public Service Commission

State of North Dakota

COMMISSIONERS

Julie Fedorchak
Randy Christmann
Brian P. Kalk

Executive Secretary
Darrell Nitschke

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

5 November 2015

Penny L. Miller
Clerk of the Supreme Court
Supreme Court
Judicial Wing, First Fl.
600 E. Boulevard Ave.
Bismarck, ND 58505-0530
supclerkofcourt@ndcourts.gov

Via electronic mail only

Re: Capital Electric Cooperative, Inc. v. N.D. Public Service Commission, et al.
Supreme Court No. 20150227
Burleigh Co. Civ. No. 08-2014-CV-02349
PSC Case No. PU-13-871

Dear Ms. Miller:

It recently came to my attention that one of the late-filed exhibits filed when the captioned case was an administrative proceeding before the Public Service Commission was not docketed correctly when it was received at the Commission. The exhibit, Late-filed Exhibit G of Capital Electric Cooperative (Voltage Report), was not docketed at all.

Public Service Commission docket number 57, which should have been a copy of Late-filed Exhibit G, Voltage Report, is actually a duplicate copy of Late-filed Exhibit I, Outage Report (PSC docket number 58). Consequently, the true copy of Late-filed Exhibit G, Capital Electric Cooperative's Voltage Report, was not included in the record certified to District Court when the case was first appealed.

The Record Certified to District Court indicates that Certified Record (CR) Exhibit No. 36, District Court Docket ID number 54, should have been the Voltage Report, Late-Filed Exhibit G, but consistent with the Commission's docket error, CR Exhibit No. 36 is really a duplicate copy of the Outage Report, Late-filed Exhibit I (and therefore is a duplicate copy, of CR Exhibit No. 37, District Court Docket ID No. 55). Due to this error, the Voltage Report, original Late-Filed Exhibit G from Capital Electric Cooperative, was not included when the District Court forwarded the record to the Supreme Court for the instant appeal.

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SC APPEAL – Letter to Clerk enclosing Stipulation to Correct Record

Public Service Commission

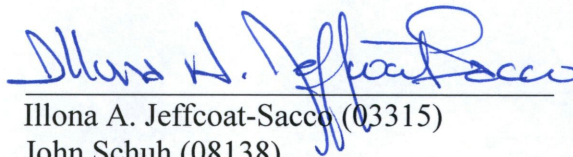
Illona Jeffcoat-Sacco

Penny Miller, Clerk of the Supreme Court
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To correct this error and provide a full administrative record, I am enclosing for filing a Stipulation to Correct the Record, together with a certified copy of Capital Electric Cooperative's Late-filed Exhibit G, Voltage Report, and serving the parties with a copy of this filing. Please include this correct Late-filed Exhibit G (CR Exhibit No. 36, District Court Docket ID No. 57) in the record on appeal.

Thank you for your attention to this request. If anything additional is required, please let me know.

Best regards,



Illona A. Jeffcoat-Sacco (03315)
John Schuh (08138)
Special Assistant Attorneys General
North Dakota Public Service Commission
600 E. Boulevard Avenue, Dept 408
Bismarck, ND 58505
(701) 328-2407
(701) 328-2410 fax
ijs@nd.gov
jschuh@nd.gov

Attorneys for Appellee North Dakota Public Service Commission

c w/ encl via *electronic mail only* to:
Matthew Olson (molson@pringlend.com)
Carol K. Larson (clarson@pringlend.com)
Daniel Kuntz (dan.kuntz@mduresources.com)
Paul Sanderson (psanderson@esattorneys.com)