

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Public Service Commission
Plote Construction ND, LLC
Damage Prevention Enforcement

Case No. GS-14-216

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **24th day of June, 2016**, she deposited in the United States Mail, at Bismarck, North Dakota, **three** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and containing photocopy of:

- **Notice of Hearing**

The envelopes were addressed as follows:

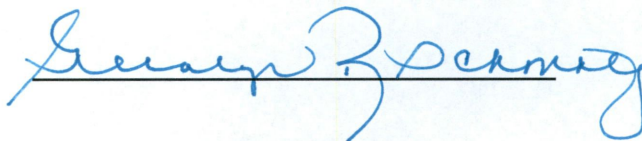
Maurice Schurger
Plote Construction ND, LLC
908 Elk Street
Alexander, ND 58831
Cert. No. 7015 3010 0000 6559 5601


Corporation Service Company
Registered Agent for Plote Construction ND, LLC
1709 N 19th St. Suite 3
Bismarck, ND 58501-2121
Cert. No. 7015 3010 0000 6559 5618

Paul Riely – District Gas Superintendent
Montana-Dakota Utilities Co.
PO Box 1406
Williston, ND 58802
Cert. No. 7015 3010 0000 6559 5694

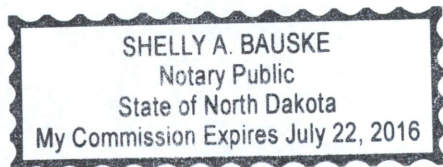
The addresses shown are the respective addressee's last reasonably ascertainable mailing address.

Subscribed and sworn to before me
this **24th day of June, 2016**.




Notary Public

SEAL



**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Public Service Commission
Plote Construction ND, LLC
Damage Prevention Enforcement**

Case No. GS-14-216

NOTICE OF HEARING

June 22, 2016

On April 14, 2014 Montana-Dakota Utilities Co. (Montana-Dakota) filed a Third Party Damage Complaint alleging a violation of North Dakota Century Code Chapter 49-23 by Plote Construction ND, LLC (Plote).

On April 29, 2014 Public Service Commission Staff mailed a letter to Plote enclosing a copy of the North Dakota One Call Complaint and asking for a response to the Complaint.

On February 3, 2016, Public Service Commission Advocacy Staff filed a formal complaint (Complaint) alleging a violation of the North Dakota One-Call law, North Dakota Century Code Chapter 49-23.

On February 24, 2016 the Public Service Commission found the Complaint states a prima facie case and directed that the Complaint be served on the Respondent, Plote Construction, ND, LLC.

On March 14, 2016 the Complaint was served on the Respondent, Plote Construction, ND, LLC.

On March 21, 2016 Plote filed an Answer to the Complaint.

A **public hearing** on this matter will be held on **December 1 at 8:30 am CST** in the Commission Hearing Room, State Capitol, 12th Floor, Bismarck, North Dakota 58505. The issues to be considered are:

1. Whether Plote Construction ND, LLC violated North Dakota Century Code Chapter 49-23.
2. If a violation is found, whether the Commission should impose a civil penalty and if so, in what amount.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or 877-245-6685 (toll free in North Dakota), 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	 _____ Julie Fedorchak Chairman	 _____ Brian P. Kalk Commissioner
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