



# Public Service Commission

## State of North Dakota

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### COMMISSIONERS

Brian P. Kalk  
Randy Christmann  
Julie Fedorchak

Executive Secretary  
Darrell Nitschke

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4 February 2015

Wade Mann, Director  
Office of Administrative Hearings  
2911 North 14<sup>th</sup> Street – Suite 303  
Bismarck, ND 58503

Re:  
Public Service Commission v.  
Envision Land & Development, LLC  
Damage Prevention Enforcement  
PU-14-702

Dear Mr. Mann:

Enclosed is a request for an Administrative Law Judge in the captioned case. A Complaint has not yet been filed and a hearing has not yet been scheduled. When the Complaint is filed we will forward the Complaint to your office. We will also forward any Notice of Hearing issued.

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

enclosures  
c: w/encls. Jeff Shaw, Envision Land & Development  
Bruce Carlson, Verendrye Electric Cooperative, Inc.



**REQUEST FOR ADMINISTRATIVE LAW JUDGE--COMPLAINT**  
 NORTH DAKOTA OFFICE OF ADMINISTRATIVE HEARINGS  
 SFN 17818 (Rev. 06-2007)

Name of Agency, Board, or Commission North Dakota Public Service Commission		
Name of Respondent(s) Envision Land & Development	Address 2200 6th Ave., Suite 523, Seattle, WA 98121	Telephone Number (206) 624-7888
PSC Case No. PU-14-702		

The above named agency, board, or commission has taken administrative action pursuant to its authority found in North Dakota Century Code Chapter 49-23 \_\_\_\_\_ (North Dakota Century Code and/or North Dakota Administrative Code).

The administrative action is more fully described as follows: Hearing to determine if Respondent 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.
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Has the respondent been provided a copy of the complaint?  Yes  No

Attached is a copy of the complaint, related documents and correspondence, and certificate, affidavit or admission of service. If the respondent has otherwise been notified about this administrative action, please explain in the comments section below.

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.**

Agency Contact Person(s) See attached	Telephone Number
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Representation [attorney (or other)] if known:	
Agency See attached	Telephone Number
Party See attached	Telephone Number
Party See attached	Telephone Number

Additional Comments A formal Complaint has not yet been filed and no Notice has been issued. When these are available we will forward them to your office.
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(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 2/3/2015
Signature of Requesting Person X <i>Illona A. Jeffcoat-Sacco</i>	Telephone Number (701) 328-2407

Attachment  
Request for ALJ  
4 February 2015

Public Service Commission v.  
Envision Land & Development, LLC  
Damage Prevention Enforcement  
PU-14-702

<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> Illona A. Jeffcoat-Sacco PSC General Counsel & Commission Advisory Counsel	<b>Address</b> Same as above	<b>Telephone Number</b> 701-328-2407
John Schuh Advocacy Staff Counsel (Pending Commission Motion)	Same as above	701-328-2421
<b>PARTY</b> Envision Land & Development	<b>Address</b> 2200 6 <sup>th</sup> Ave. Suite 523 Seattle, WA 98121	<b>Telephone Number</b> 206-624-7888
Contact Name: Jeff Shaw, Project Manager		
<b>Representation</b> To be determined	<b>Address</b>	<b>Telephone Number</b>