

July 23, 2015

**VIA HAND DELIVERY**

Darrell Nitschke  
Executive Secretary  
North Dakota Public Service Commission  
600 E. Boulevard, Dept. 408  
Bismarck, ND 58505-0480



**RE: Targa Badlands LLC —  
Case Number PU-14-853**

Dear Mr. Nitschke:

Enclosed for filing in the above-referenced matter, please find an original and ten (10) copies of the following:

- 1) Petition to Reopen Proceeding Pursuant to North Dakota Administrative Code Section 69-02-06-01;
- 2) Replacement pages for pages 10 and 11 of Targa Badlands LLC's Application for a Certificate of Site Compatibility and amendments (Docket Nos. 1 and 15) and Exhibit 1 introduced at the hearing in the above matter (Docket No. 22); and
- 3) Revised Proposed Findings of Fact, Conclusions of Law and Order.

Also enclosed is a CD containing the above-referenced documents in PDF format. If you should have any questions, please advise.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lawrence Bender", written over the word "Sincerely,".

LAWRENCE BENDER

LB/dmk

cc: Tom Meriwether (via e-mail)  
Zack Pelham (via e-mail)  
Victor Schock (via e-mail)

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**PU-14-853** Filed: 7/23/2015  
**Petition to reopen proceeding**

Pages: 5

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Targa Badlands LLC**  
**Little Missouri Gas Plant Expansion – McKenzie County**  
**Siting Application**

**Case No. PU-14-853**

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**Petition to Reopen Proceeding Pursuant to North Dakota**  
**Administrative Code Section 69-02-06-01**

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Targa Badlands LLC (“Targa”), hereby petitions the North Dakota Public Service Commission (“Commission”) to reopen the above proceeding in accordance with North Dakota Administrative Code Section 69-02-06-01 for purposes of correcting an error in the record. Section 69-02-06-01 provides that at “any time after the conclusion of a hearing, but before the final order is issued or a rule is adopted, any party may file a petition to reopen the proceeding for the purpose of taking additional evidence.” Following the conclusion of the hearing held in connection with the above matter, Targa became aware of an error in the Application for a Certificate of Site Compatibility for the Little Missouri Gas Plant, and the corresponding amendments submitted for the Application. *See* Docket Nos. 1 and 15. The Application was also introduced as Exhibit 1 at the hearing. *See* Docket No. 22. Based upon this inadvertent error in the application and the introduction of evidence at the hearing based on the same, Targa has prepared replacement pages for pages 10 and 11 of the Application to correct the error. Targa respectfully requests that the Commission reopen the record and allow submission of the corrected information.

In support of its petition, Targa states as follows:

1.

On December 31, 2014, Targa filed with the Commission an application for a Certificate of Site Compatibility (“Application”) for the Little Missouri Gas Plant (“Plant”), to include the

original plant (“LMGP I”), a first expansion (“LMGP II”), a second expansion (“LMGP III”), and a third expansion (“LMGP IV”).

2.

On January 21, 2015, the Commission deemed the Application of Targa complete and issued a Notice of Filings and Notice of Hearing scheduling a hearing for April 15, 2015.

3.

On March 26, 2015, Targa filed with the Commission an amendment to the Application consisting of replacement pages for select pages of the Application and an addendum to the Class I and Class III archaeology reports. *See* Docket No. 15.

4.

On April 15, 2015, the hearing was held as scheduled.

5.

Following the hearing, it was brought to the attention of Targa that the Application, and Exhibit 1 presented at the hearing, contained an error as to the legal description of the land upon which the Plant is situated and desired to be expanded.

6.

The correct legal description of the location for which Targa requests a site certificate consists of: (1) a 40-acre tract located in the NE1/4SE1/4 of Section 30, Township 149 North, Range 98 West, where LMGP I and II are located (“Parcel 1”); (2) a 40-acre tract located in the NW1/4SW1/4 of Section 29, Township 149 North, Range 98 West, where LMGP III is constructed and LMGP IV is proposed (“Parcel 2”); and (3) a 13-acre tract in Section 29, Township 149 North, Range 98 West (“Parcel 3”). The 93-acre area consisting of Parcel 1, Parcel 2, and Parcel 3 comprises the Project Site.

7.

Targa now petitions the Commission to allow submission of replacement pages for pages 10 and 11 of the Application (Docket Nos. 1 and 15) and Exhibit 1 presented at the hearing (Docket No. 22) to ensure the record before the Commission is accurate and reflects the correct legal land description for the location of the Little Missouri Gas Plant.

WHEREFORE, Targa respectfully requests that the petition to reopen pursuant to North Dakota Administrative Code Section 69-02-06-01 be granted by the Commission, and the replacement pages submitted herewith be included in the record and considered in conjunction with the Siting Application in rendering an expeditious decision in this matter.

DATED this 23<sup>rd</sup> day of July, 2015.

FREDRIKSON & BYRON, P.A.

By 

LAWRENCE BENDER, ND Bar #03908  
DANIELLE M. KRAUSE, ND Bar #06874  
*Attorneys for Targa Badlands LLC*  
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**CERTIFICATE OF SERVICE**

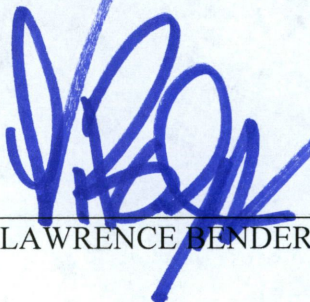
I, the undersigned, hereby certify that a true and correct copy of the foregoing document was on the 23<sup>rd</sup> day of July, 2015 served by placing the same in the United States mail, postage prepaid, properly addressed to the following:

Mr. Wade Mann  
Administrative Law Judge  
Director, Office of Administrative Hearings  
2911 N. 14th St., Suite 303  
Bismarck, ND 58503

Mr. Zachary E. Pelham  
Special Assistant Attorney General  
314 E. Thayer Ave.  
P.O. Box 400  
Bismarck, ND 58502-0400

North Dakota Public Service Commission  
600 E. Boulevard, Dept. 408  
Bismarck, ND 58505-0480

An original and ten (10) copies of the foregoing document were also hand delivered to the North Dakota Public Service Commission on said date.

  
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LAWRENCE BENDER