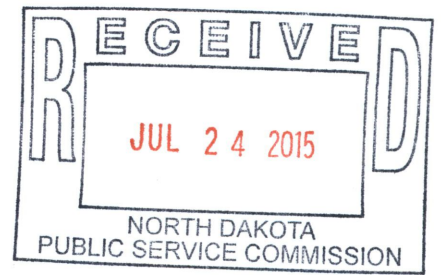


STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION



Sacagawea Pipeline Company, LLC
16-inch Crude Oil Pipeline – McKenzie & Mountrail
Siting Application

Case No. PU-15-114
OAH File No. 20150163

ORDER GRANTING PETITION TO INTERVENE

July 23, 2015

On May 14, 2015, Laborers’ District Council of Minnesota and North Dakota, an affiliate of the Laborers’ International Union of North America (“LiUNA”) filed a Petition for Intervention. The applicant, Sacagawea Pipeline Company, LLC, has not submitted a response to LiUNA’s petition for intervention in this matter. Public Service Commission Advocacy Staff has indicated that the Commission does not take a position on the petition.

North Dakota Century Code § 28-32-28 addresses intervention in adjudicative proceedings and provides as follows:

An administrative agency may grant intervention in an adjudicative proceeding to promote the interests of justice if intervention will not impair the orderly and prompt conduct of the proceeding and if the petitioning intervenor demonstrates that the petitioner’s legal rights, duties, privileges, immunities, or other legal interests may be substantially affected by the proceeding or that the petitioner qualifies as an intervenor under any provision of statute or rule. The agency may impose conditions and limitations upon intervention. The agency shall give reasonable notice of the intervention to all parties. An administrative agency may adopt rules relating to intervention in an adjudicative proceeding.

The North Dakota Public Service Commission has adopted its own rules relating to intervention. The Commission’s rule on intervention provides in part as follows:

Any person with a substantial interest in a proceeding may petition to intervene in that proceeding by complying with this section. An intervention may be granted if the petitioner has a statutory right to be a party to the proceeding; or the petitioner has a legal interest which may be substantially affected by the proceeding, and the intervention would not unduly broaden the issues or delay the

proceeding. The commission may impose conditions and limitations on an intervention to promote the interests of justice.

...

Contents of petition to intervene. A petition to intervene must be in writing and must set forth the grounds for intervention, the position and interest of the petitioner in the proceeding, what the petitioner would contribute to the hearing, and whether the petitioner's position is in support of or in opposition to the relief sought.

N.D. Admin. Code § 69-02-02-05.

LiUNA's petition sets forth the grounds for intervention, the position and interest of the petitioner, what it can contribute to the hearing and its position with respect to the relief sought by the applicant. The petitioner has presented sufficient information to satisfy the statutory intervention requirements set forth in N.D.C.C. § 28-32-28 and the Commission's rules on intervention.

In light of the absence of opposition to the petition and having considered the written submissions of the petitioner, the applicable statutory provisions and administrative rules, it is hereby ORDERED that:

The Petition for Intervention of LiUNA is granted. Laborers' District Council of Minnesota and North Dakota shall be permitted to appear as an intervenor in PSC Case No. PU-15-114.

Dated at Bismarck, North Dakota, this 23rd day of July 2015.

State of North Dakota
Public Service Commission

By: Wade C Mann
Wade C Mann
Administrative Law Judge
Office of Administrative Hearings
2911 North 14th Street – Suite 303
Bismarck, North Dakota 58503
Telephone: (701) 328-3200

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Sacagawea Pipeline Company, LLC
16-inch Crude Oil Pipeline – McKenzie & Mountrail
Siting Application

Case No. PU-15-114
OAH File No. 20150163

ORDER GRANTING PETITION TO INTERVENE

July 23, 2015

The undersigned certifies that the original of the **ORDER GRANTING PETITION TO INTERVENE** was mailed, inside mail, at the State Capitol, on the 23 day of July 2015, to:

Illona Jeffcoat-Sacco
Executive Secretary
Public Service Commission
State Capitol
600 East Boulevard Avenue
Bismarck, ND 58505-0480

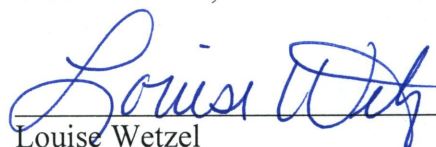
and that true and correct copies of the above document were mailed, regular mail, on the 23 day of July 2015, to:

Todd Pufahl
Laborers District Council
81 East Little Canada Road
St. Paul, MN 55117

Zachary Pelham
Special Assistant Attorney General
Pearce & Durick
P O Box 400
Bismarck, ND 58502-0400

Lawrence Bender
Fredrikson & Byron, PA
1133 College Drive – Suite 1000
Bismarck, ND 58501

OFFICE OF ADMINISTRATIVE HEARINGS
Wade C. Mann, Administrative Law Judge



Louise Wetzel