



Public Service Commission
State of North Dakota

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7 July 2016

Timothy Dawson, Director
Office of Administrative Hearings
2911 North 14th Street – Suite 303
Bismarck, ND 58503

Re: NST Express, LLC
8-Inch Crude Oil Pipeline - McKenzie County
Siting Application

Case No. PU-16-305

Dear Mr. Dawson:

Enclosed is a request for an Administrative Law Judge for the captioned case. When the Notice of Hearing is issued we will forward that Notice to your office.

The ALJ will serve as a substantive administrative law judge, issuing recommended findings of fact, conclusions of law, and order. If you have any questions, please contact me. Thank you.

Best regards,

Illona A. Jeffcoat-Sacco
General Counsel

enclosures
c: w/encl. Mollie Smith



REQUEST FOR ADMINISTRATIVE LAW JUDGE--APPEAL, APPLICATION, OR PETITION
 NORTH DAKOTA OFFICE OF ADMINISTRATIVE HEARINGS
 SFN 17819 (Rev. 06-2007)

Name of Agency, Board, or Commission
 North Dakota Public Service Commission

The above named agency, board, or commission requests designation of an administrative law judge from the Office of Administrative Hearings for the NST Express, LLC, 8-Inch Crude Oil Pipeline, McKenzie County, Siting Application
 PSC Case No. PU-16-305

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code Chapter 49-22 _____ (North Dakota Century Code and/or North Dakota Administrative Code).

Please attach related documents and correspondence.

The administrative action is more fully described as follows:
 On 16 June 2016 NST Express, LLC filed a Consolidated Application for Corridor Compatibility Certificate and Route Permit proposing to build an 8" crude oil pipeline in McKenzie County, North Dakota.

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.

Please list parties, including the agency if it is a Party, and Representation [attorney (or other)] if known, or Agency Contact: (Attach separate list if necessary.)

AGENCY See attached	Address	Telephone Number
Representation	Address	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number

Additional Comments
 This is a request for a substantive ALJ. When a Notice of Hearing is issued we will forward it to your office.

(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 7/7/2016
Signature of Requesting Person X	Telephone Number (701) 328-2407

Attachment
Request for ALJ
7 July 2016

Re: NST Express, LLC
8-Inch Crude Oil Pipeline - McKenzie County
Siting Application

Case No. PU-16-305

AGENCY	Address	Telephone Number
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
Representation John Schuh PSC Advisory Counsel	Address Same as above	Telephone Number 701-328-2421
PARTY NST Express, LLC	Address 527 Marquette Ave. STE 500 Minneapolis, MN 55402-1309	Telephone Number 612-355-2600
Representation Mollie Smith	Address Fredrikson & Byron, P.A. 200 S. 6th St. Ste 4000 Minneapolis, MN 55402-1425	Telephone Number 612-492-7270

APPROVED

DATE: 7-6-16
[Signature]

MOTION

July 6, 2016

**NST Express, LLC
8-Inch Crude Oil Pipeline - McKenzie County
Siting Application**

Case No. PU-16-305

I move the Commission request the Director of the Office of Administrative Hearings designate an Administrative Law Judge to preside as a substantive hearing officer in NST Express, LLC, 8-Inch Crude Oil Pipeline, McKenzie County, Siting Application, Case No. PU-16-305.