



Public Service Commission
State of North Dakota

COMMISSIONERS

Randy Christmann
Julie Fedorchak
Brian Kroshus

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

24 April 2017

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

Re:
Otter Tail Power Company
Advance Prudence - Merricourt Project
Application

Case No. PU-17-141

Dear Mr. Dawson:

Enclosed is a request for an Administrative Law Judge for the captioned case. The Commission has not yet issued a Notice of Hearing. When a Notice is issued, we will forward it to your office. We anticipate that this case will be consolidated for hearing with Case No. PU-17-140 and Case No. PU-17-143.

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/encl. Cary Stephenson (cstephenson@otpc.com)
Mark Bring (mbring@otpc.com)
Sarah Kuntz (skuntz@smithporsborg.com)
Mitch Armstrong (marmstrong@smithbakke.com)
John Schuh (jschuh@nd.gov)



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 Otter Tail Power Company, Advance Prudence - Merricourt Project, Application, PSC Case
 No. PU-17-141

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code Section 49-05-16 (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 10 April 2017 Otter Tail Power Company filed an Application for Advance Determination of Prudence for the Merricourt Wind Project.

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

(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 4/24/2017
Signature of Requesting Person X	Telephone Number (701) 328-2407

Attachment
 Request for ALJ
 24 April 2017

Re:
 Otter Tail Power Company
 Advance Prudence - Merricourt Project
 Application

Case No. PU-17-141

AGENCY	Address	Telephone Number
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
Representation Illona A. Jeffcoat-Sacco PSC Advisory Counsel	Address Same as above	Telephone Number 701-328-2407
Representation John Schuh Advocacy Counsel	Address Same as above	Telephone Number 701-328-2421
Representation Mitch Armstrong & Sarah Kuntz Advocacy Counsel (pending SAAG appointment and Commission Motion)	Address Smith Bakke Porsborg Schweigert & Armstrong 122 E. Broadway Ave. Bismarck, ND 58501	Telephone Number 701-258-6498
PARTY Otter Tail Power Company	Address 215 S. Cascade Street Fergus Falls, MN 56538-0496	Telephone Number 218-739-8200
Representation Cary Stephenson Associate General Counsel	Address Otter Tail Power Company 215 S. Cascade Street Fergus Falls, MN 56538-0496	Telephone Number 218-739-8200
Representation Mark Bring Director of Legislative Affairs and Associate General Counsel	Address Otter Tail Power Company 215 S. Cascade Street Fergus Falls, MN 56538-0496	Telephone Number 218-998-7152