

# Tschider & Smith

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a partnership of professional corporations

Sean O. Smith, Attorney  
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Casey Heinert, CPA  
Kate Barone, CPA  
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October 17, 2017

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

Re: Montana-Dakota Utilities Co., Case No. PU-17-295

Attached are an original and seven copies of two filings submitted on behalf of AARP namely; a **Petition to Intervene** as well as a **Motion for Admission Pro Hac Vice** to allow John B. Coffman to practice before the Commission in the above referenced matter.

As required by Rule 3 Of the North Dakota Rules of Practice and Procedure, a copy of the enclosed Motion for Admission Pro Hac Vice, Mr. Coffman's affidavit, and a check in the amount of \$380 is being sent to the North Dakota State Board of Law Examiners under separate cover.

Please feel free to contact me with any questions or concerns.

Sincerely,

TSCHIDER and SMITH

A handwritten signature in black ink, appearing to read "David A. Tschider", written over a horizontal line.

David A. Tschider  
Attorney at Law  
418 E. Rosser Ave., Ste. 200  
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[dtschider@tschider-smithlaw.com](mailto:dtschider@tschider-smithlaw.com)  
Id# 04224  
Local Counsel for AARP

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

<b>Montana-Dakota Utilities Co., a Division of</b>	)	
<b>MDU Resources Group, Inc.</b>	)	<b>Case No. PU- PU-17-295</b>
<b>2017 Natural Gas Rate Increase Application</b>	)	

**MOTION FOR ADMISSION PRO HAC VICE**

Comes Now Dave Tschider, of the firm Tschider & Smith, 418 E. Rosser Ave., Ste. 200, Bismarck, ND 58501-4046, and hereby moves the North Dakota Public Service Commission ("Commission"), pursuant to Rule 3 of the North Dakota Rules of Admission to Practice, for an Order granting the admission of John B. Coffman to appear pro hac vice in the above-captioned matter. Grounds for this motion are as follows:

1. John B. Coffman is an attorney with over 25 years of experience as a utility rate expert and attorney. He routinely appears and participates in matters before other state public utility commissions, including rate case appearances in Missouri, Illinois, Florida, Georgia, Alabama, New Jersey, and Minnesota. He is best positioned to represent AARP, with the Commission's permission pro hac vice, in this proceeding.
2. John B. Coffman is admitted to practice law in the state of Missouri and is a member in good standing of said bar (MoBar #36591). Attached herewith as Exhibit A is John B. Coffman's affidavit as required by Rule 3 of the North Dakota Rules of Admission to Practice.
3. John B. Coffman is not presently and has never been subject to a public disciplinary proceeding.

4. John B. Coffman is not under any restriction or probation in the practice of law in any jurisdiction in which he is licensed.
5. John B. Coffman is not and has never been suspended or disbarred from a court in any jurisdiction.
6. Over the past three years, John B. Coffman appeared in two North Dakota state court or administrative proceedings where he was granted pro hac vice status under North Dakota Supreme Court Rule 3; namely a 2015 MDU rate case (Case No. PU-15-90—natural gas) and a 2016 MDU rate case (Case No. PU-16-666—electric), both at the North Dakota Public Service Commission.
7. John B. Coffman has concurrently sent a copy of this motion and affidavit to the State Board of Law Examiners.
8. John B. Coffman is remitting to the State Board of Law Examiners the required fee required for pro hac vice admission.
9. John B. Coffman is designating Dave Tschider, of the firm Tschider & Smith, 418 E. Rosser Ave., Ste. 200, Bismarck, ND 58501-4046, as an associate attorney admitted and licensed to practice law in the State of North Dakota.
10. Pursuant to Rule 3 of the North Dakota Rules of Admission to Practice, I respectfully request the Commission issue an Order granting permission for John B. Coffman to practice before the Commission pro hac vice.

Respectfully submitted this 17<sup>th</sup> day of October, 2017.

TSCHIDER and SMITH



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David A. Tschider  
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Id# 04224  
Local Counsel for AARP

EXHIBIT "A"

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

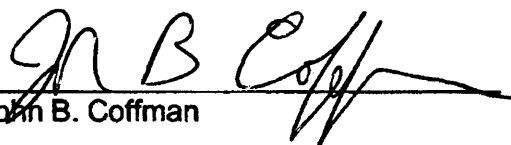
Montana-Dakota Utilities Co., a Division of )  
MDU Resources Group, Inc. ) Case No. PU- PU-17-295  
2017 Natural Gas Rate Increase Application )

AFFIDAVIT OF JOHN B. COFFMAN

I, JOHN B. COFFMAN being first duly sworn on oath, deposes and says that:

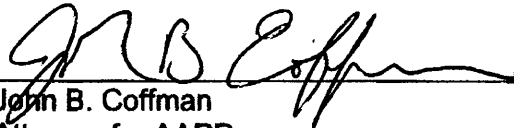
1. I am admitted to practice law in the State of Missouri (MoBar# 36591);
  2. I am not presently subject to a disciplinary proceeding in any jurisdiction;
  3. I am not under any restriction or probation in the practice of law in any jurisdiction;
- and
4. I am not now, nor have I ever been, suspended or disbarred from a Court in any jurisdiction;
  5. In the prior three years, I have appeared in two (2) North Dakota actions or proceedings; namely PU 15-190 and PU-16-666, both of which were MDU rate cases. On both occasions, Petitions for Admission Pro Hac Vice were filed with and were granted by the North Dakota Supreme Court, pursuant to Rule 3 of the Rules of Admission.

Dated this 18<sup>th</sup> day of October, 2017.

  
John B. Coffman

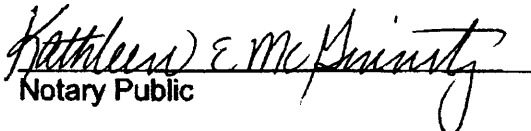
STATE OF MISSOURI            )  
  ) ss.  
COUNTY OF ST. LOUIS        )

I, John B. Coffman, hereby affirm that I have knowledge of the contents of the foregoing verified **MOTION FOR ADMISSION PRO HAC VICE** and it is true and accurate to the best of my Knowledge.

  
John B. Coffman  
Attorney for AARP

Subscribed and sworn to before me this 18<sup>th</sup> day of October, 2017.

Kathleen E. McGinnity  
Notary Public - Notary Seal  
State of Missouri, St. Louis County  
Commission #13535417  
My Commission Expires: April 21, 2021

  
Notary Public