

November 20, 2018

HAND DELIVERED

Mr. Darrell Nitschke
Executive Secretary
North Dakota Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505-4080

**RE: Hiland Partners Holdings LLC
Roosevelt Gas Plant Expansion Project
Case No. PU-18-277**

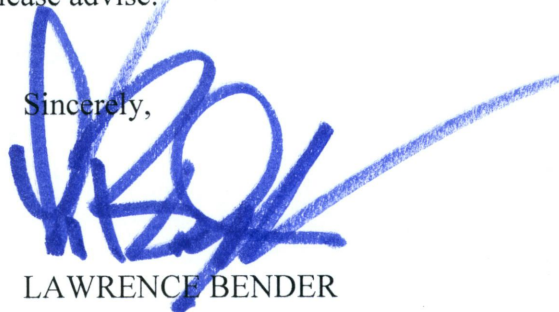
Dear Mr. Nitschke:

Please find enclosed for filing in the above-referenced matter an original and ten (10) copies of the Request for Expedited Order, submitted on behalf of Hiland Partners Holdings LLC.

A disk containing the above reference document in PDF format is also provided.

If you should have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/kl

65292262.1

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49 **PU-18-277** Filed: 11/20/2018 Pages: 4
**Request for expedited Order and jurisdictional
determination**

Hiland Partners Holdings LLC

Lawrence Bender, Fredrikson&Byron, P.A.

November 20, 2018

HAND DELIVERED

Chairman Randy Christmann
Commissioner Brian Kroshus
Commissioner Julie Fedorchak
North Dakota Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505-4080

**RE: Request for Expedited Order: Hiland
Partners Holdings, LLC – Roosevelt
Gas Plant Expansion Project – Case
#PU-18-277**

Dear Commissioners:

I am writing on behalf of Hiland Partners Holdings, LLC (“Hiland”) regarding current consideration by the North Dakota Public Service Commission (“PSC”) of the Roosevelt Gas Plant Expansion Project, Case #PU-18-277. This case involves an application of Hiland to expand the Roosevelt Gas Plant.

Hiland filed its Application for Certificate of Site Compatibility and Waiver and accompanying materials (“Application”) on July 17, 2018. On August 1, 2018, Patrick Fahn, Director for the Public Utilities Division, e-mailed a request for supplementation of the Application. The supplemental material was submitted on behalf of Hiland on August 14, 2018. A formal hearing on this matter was held on September 27, 2018. Hiland’s late-filed exhibits and proposed order were filed with the PSC on October 19, 2018.

Approximately 15 days after filing the proposed order with the PSC, counsel for Hiland contacted counsel for the PSC to inquire about the status of an order. Hiland was informed that

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no additional information was requested or required, but Hiland was not provided with any information as to when an order would be issued. Approximately two weeks later, Hiland was advised that a work session would be held by the PSC concerning this matter on November 26, 2018. No indication was provided as to when Hiland might expect an order. As the PSC has been advised through its counsel, Hiland has contracts with operators to gather and process additional natural gas after the expansion is completed. Currently those operators are being forced to flare gas due to midstream gathering and processing limitations.

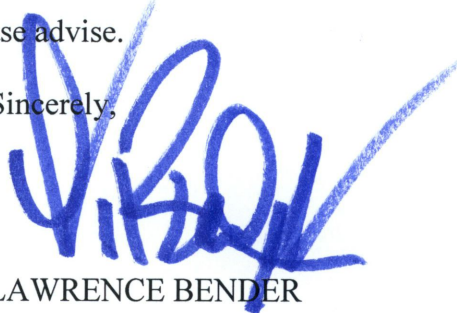
Each day commencement of construction on the plant expansion is delayed, operation of the plant expansion is also delayed. This means that operators in the area have a choice between shutting in production or flaring gas. Upon startup, operators will initially flare 80,000,000 standard cubic feet of gas per day. Neither alternative is something operators are looking forward to. Instead, operators, working interest owners, royalty owners, and regulators, such as the North Dakota Industrial Commission, would like to see exploration activities continue and natural gas gathered, processed, and sold. As for Hiland, delays result in Hiland not being able to meet its contractual obligations with operators, as well as incurring additional costs to the project in the form of standby costs, which may be as much as \$50,000.00 per day. This \$50,000.00 per day does not include any cost to expedite the schedule, only cost for standby. The cost to expedite the schedule, to the extent possible, will be orders of greater magnitude. Each day of delay will also result in substantial lost revenue for Hiland, working interest owners, royalty owners, and North Dakota citizens as a result of lost taxation revenue.

Hiland therefore requests an expedited order from the PSC relative to Hiland's request. Should this matter require a work session, Hiland respectfully requests that the work session be conducted as soon as possible. Further, if there is any potential matter that is of concern to the PSC, please have your counsel communicate that concern to Hiland, so that Hiland might attempt to address any such issue immediately.

Additionally, Hiland has taken a conservative position that the relocation of equipment used exclusively for the existing Roosevelt Plant constitutes construction. In advance of the working session, Hiland respectfully requests a determination that relocation of API storage tanks used exclusively for the existing plant is a non-jurisdictional activity.

If you should have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/ch

cc: Hiland Partner Holdings, LLC (via email)
65281217.5

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF NORTH DAKOTA

Hiland Partners Holdings LLC
Roosevelt Gas Plant Expansion Project – McKenzie County
Siting Application

Case No. PU-18-277

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the Request for Expedited Order was, on November 20th, 2018, served by placing the same in the United States mail, postage prepaid, properly addressed to the following:

Mr. Timothy J. Dawson
ND Office of Administrative Hearings
2911 N 14th Street, Suite 303
Bismarck, ND 58503

I further certify the above document was served by electronic mail to the following:

Sarah Wall
swall@smithporsborg.com

Mitch Armstrong
marmstrong@smithporsborg.com

Brian Schmidt
bschmidt@smithporsborg.com

DATED this 20th day of November, 2018.

FREDRIKSON & BYRON P.A.

By: 

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Attorneys for Applicant
Hiland Partners Holdings LLC