



# Public Service Commission

## State of North Dakota

### COMMISSIONERS

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17 January 2019

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

Re: Belle Fourche Pipeline Company  
8-inch Wilson-Bowline Pipeline Conversion Project  
Siting Application

Case No. PU-18-404

Belle Fourche Pipeline Company  
6-inch Skunk Hill-DPR Pipeline Conversion Project  
Siting Application

Case No. PU-18-405

Dear Mr. Dawson:

Enclosed are two separate requests for an Administrative Law Judge for the two captioned cases. The cases are in the early stages and a Notice of Hearing has not yet been issued in either case. We anticipate that the two cases will be consolidated for hearing and we will forward the Notice or Notices to your office as soon as possible.

The Administrative Law Judge will serve as a procedural law judge. If you have any questions, please contact me. Thank you.

Best regards,

Illona A. Jeffcoat-Sacco  
General Counsel

enclosures

c: w/encl. (via email only) Casey A. Furey ([cfurey@crowleyfleck.com](mailto:cfurey@crowleyfleck.com))  
Mitch Armstrong ([marmstrong@smithporsborg.com](mailto:marmstrong@smithporsborg.com))  
Brian Schmidt ([bschmidt@smithporsborg.com](mailto:bschmidt@smithporsborg.com))  
Sarah Wall ([skuntz@smithporsborg.com](mailto:skuntz@smithporsborg.com))



**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 Belle Fourche Pipeline Company, 8-inch Wilson-Bowline Pipeline Conversion Project, Siting Application, PSC Case No. PU-18-404

(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 Dec. 17, 2018, Belle Fourche Pipeline Company filed a Consolidated Application for Certificate of Corridor Compatibility and Route Permit, proposing to convert a 20-mile-long gathering pipeline to a transmission line in McKenzie County.

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  
 A Notice of Hearing has not yet been issued. When a Notice 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 1/17/2019
Signature of Requesting Person X	Telephone Number (701) 328-2407

Attachment  
Request for ALJ  
17 January 2019

Re: Belle Fourche Pipeline Company  
8-inch Wilson-Bowline Pipeline Conversion Project  
Siting Application

Case No. PU-18-404

<b>AGENCY</b>	<b>Address</b>	<b>Telephone Number</b>
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
<b>Representation</b> Mitch Armstrong Brian Schmidt Sarah Wall (pending Commission Motion)	<b>Address</b> Smith Porsborg Schweigert Armstrong Moldenhauer & Smith 122 E. Broadway Ave. Bismarck, ND 58501	<b>Telephone Number</b> 701-258-0630
<b>PARTY</b> Belle Fourche Pipeline Company	<b>Address</b> 895 West River Cross Road PO Drawer 236 Casper, WY 82602	<b>Telephone Number</b> 307-237-9301
<b>Representation</b> Casey Furey Crowley Fleck, PLLP	<b>Address</b> Crowley Fleck, PLLP 400 East Broadway, Suite 600 P.O. Box 2798 Bismarck, ND 58502-2798	<b>Telephone Number</b> 701-223-6585



**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 Belle Fourche Pipeline Company, 6-inch Skunk Hill-DPR Pipeline Conversion Project, Siting Application, PSC Case No. PU-18-405

(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 Dec. 17, 2018, Belle Fourche Pipeline Company filed a Consolidated Application for Certificate of Corridor Compatibility and Route Permit, proposing to convert a 18-mile-long gathering pipeline to a trans. line in Stark, Dunn, and Billings Cntys.

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.
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Typed or Printed Name and Title of Requesting Person Illona A. Jeffcoat-Sacco, General Counsel	Date 1/17/2019
Signature of Requesting Person x <i>Illona A. Jeffcoat-Sacco</i>	Telephone Number (701) 328-2407

Attachment  
Request for ALJ  
17 January 2019

Re: Belle Fourche Pipeline Company  
6-inch Skunk Hill-DPR Pipeline Conversion Project  
Siting Application

Case No. PU-18-405

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<b>PARTY</b> Belle Fourche Pipeline Company	<b>Address</b> 895 West River Cross Road PO Drawer 236 Casper, WY 82602	<b>Telephone Number</b> 307-237-9301
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