



Public Service Commission

State of North Dakota

COMMISSIONERS

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4 February 2020

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

Re:
Montana-Dakota Utilities Co.
Deferred Accounting - Lewis&Clark 1 Heskett 1 & 2
Application

Case No. PU-19-317

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.

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,

John Schuh
General Counsel

Enclosures

c: w/encl. via e-mail only

Karl Liepitz (karl.liepitz@mduresources.com)
Paul Sanderson (psanderson@esattorneys.com)
Mitch Armstrong (marmstrong@smithporsborg.com)
Brian Schmidt (bschmidt@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 Montana-Dakota Utilities Co., Deferred Accounting - Lewis&Clark 1 Heskett 1 & 2, Application
PSC Case No. PU-19-317

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in North Dakota Century Code Title 49 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 16 Sept. 2019 Montana-Dakota Utilites Co. filed and Application for Deferred Accounting for the Lewis & Clark 1, Heskett
 1 and 2 coal-fired power plants

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.

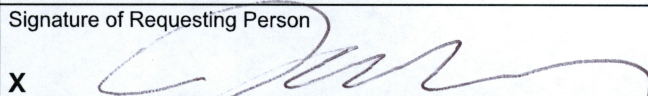
PLEASE MAKE A REQUEST FOR AN ADMINISTRATIVE LAW JUDGE AT LEAST ONE MONTH BEFORE THE HEARING.

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 undefined	Telephone Number
PARTY undefined	Address	Telephone Number
Representation undefined	Address undefined	Telephone Number
PARTY undefined	Address	Telephone Number
Representation undefined	Address undefined	Telephone Number

Additional Comments
 The General Counsel of the PSC requests that Timothy Dawson be assigned as ALJ since this case is associated with OAH#
 2019-0342

(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 John Schuh, General Counsel	Date 2/4/2020
Signature of Requesting Person 	Telephone Number (701) 328-2421

Attachment
Request for ALJ
4 February 2020

Re:

Montana-Dakota Utilities Co.
Deferred Accounting - Lewis&Clark 1 Heskett 1 & 2
Application

Case No. PU-19-317

AGENCY	Address	Telephone Number
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
Representation Mitch Armstrong (pending Commission Motion)	Address Schweigert Armstrong Moldenhauer & Smith 122 E. Broadway Ave. Bismarck, ND 58501	Telephone Number 701-258-0630
PARTY Montana-Dakota Utilities Co.	Address 400 N 4th St. Bismarck, ND 58501	Telephone Number 701-222-7900
Representation Karl Liepitz, Assistant General Counsel	Address MDU Resources Group, Inc. PO Box 5650 Bismarck, ND 58506-5650	Telephone Number 701-530-1081
Representation Paul Sanderson, Attorney	Address Evenson Sanderson, PC 1100 College Drive, Suite 5 Bismarck, ND 58501	Telephone Number 701-751-1243