

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Nodak Electric Cooperative, Inc
vs. Otter Tail Power Company
Complaint

Case No. PU-20-356

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Geralyn R Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **4th day of March 2021**, she deposited in the United States Mail, at Bismarck, North Dakota, **three** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

- **Notice of Hearing**

The envelopes were addressed as follows:

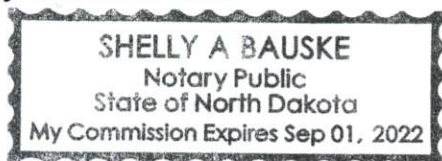
Paul Sanderson
Attorney for Otter Tail Power Company
Evenson Sanderson PC
1100 College Drive, Suite 5
Bismarck, ND 58501
Cert. No. 7020 1290 0001 6150 3557

Kimberly J. Radermacher
Attorney for Nodak Electric Cooperative, Inc.
Radermacher Law Firm, P.C.
PO Box 103
Edgeley, ND 58433
Cert. No. 7020 1290 0001 6150 3564

Charles Olson
Mayor
City of Drayton, ND
122 S Main Street
Drayton, ND 58225
Cert. No. 7020 1290 0001 6150 3571

The addresses shown are the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this **4th day of March 2021**.



SEAL

A handwritten signature in blue ink, appearing to read "Geralyn R. Schmaltz", written over a horizontal line.

A handwritten signature in blue ink, appearing to read "Shelly A. Bauske", written over a horizontal line.
Notary Public

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Nodak Electric Cooperative, Inc.
vs Otter Tail Power Company
Complaint**

Case No. PU-20-356

NOTICE OF HEARING

March 3, 2021

Please take notice that a **public hearing** on Case No. PU-20-356 will **begin Friday April 16, 2021, at 8:30 a.m. CST, in the Commission Hearing Room, 12th Floor, State Capitol, Bismarck, North Dakota 58505.**

On July 29, 2020, Nodak Electric Cooperative, Inc. (Nodak) filed a complaint that Otter Tail Power Company (OTP) threatens to extend its system to serve a customer in T159N, R51W, S26, McFarland's Addition, Pembina County, ND, without first obtaining a certificate from the Commission that public convenience and necessity require an extension of service. This service location was recently annexed into the corporate limits of the city of Drayton.

Nodak further alleges this system extension by OTP would interfere with Nodak's service and system and would be a wasteful duplication of facilities.

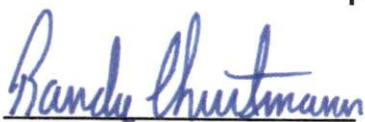
On December 11, 2020, OTP filed a motion to dismiss stating the Commission lacks the authority to grant the relief requested by Nodak.

The issues to be considered in this matter are:

1. Whether the Commission should grant OTP's motion to dismiss?
2. Whether OTP's extension would interfere with existing services provided by Nodak?
3. If there would be a duplication of services, whether the duplication of services would be unreasonable?

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission at least 24 hours in advance.

PUBLIC SERVICE COMMISSION



Randy Christmann
Commissioner



Julie Fedorchak
Chair



Brian Kroshus
Commissioner