

Hamre, John G.

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Sent: Wednesday, September 15, 2021 11:01 AM
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Subject: Filing Accepted for Case: 08-2021-CV-01508; Nodak Electric Cooperative, Inc. vs. North Dakota Public Service Commission, et al.; Envelope Number: 4454656

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Filing Accepted

Envelope Number: 4454656

Case Number: 08-2021-CV-01508

Case Style: Nodak Electric Cooperative, Inc. vs. North Dakota Public Service Commission, et al.



The filing below was reviewed and has been accepted by the clerk's office. You may access the file stamped copy of the document filed by clicking on the below link.

Filing Details	
Court	Burleigh County - South Central District
Case Number	08-2021-CV-01508
Case Style	Nodak Electric Cooperative, Inc. vs. North Dakota Public Service Commission, et al.
Date/Time Submitted	9/15/2021 10:10 AM CST
Date/Time Accepted	9/15/2021 11:00 AM CST
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Filing Type	Reference List
Filing Description	Docket Card Case No. PU-20-356 Case No. 08-2021-CV-01508
Activity Requested	EFileAndServe
Filed By	John Hamre
Filing Attorney	John Schuh

Document Details	
Lead Document	Docket Card Case No. PU-20-356 Case No. 08-2021-CV-01508.pdf
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North Dakota Court's Information Technology Department 701-328-4218
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PU-20-356 **Nodak Electric Cooperative, Inc.** Status:Open
 Description: **vs. Otter Tail Power Company**
 Case Type: Complaint Portfolio: Brian Kroshus
 Date Filed: 7/29/2020 Advisory Staff: Jerry R. Lein
 Category: Electric Docket Count: 87

Doc	Filed	Description	Pages:	Exhibit:	Certified to Court
1	7/29/2020	Complaint By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	17		<input checked="" type="radio"/> Yes <input type="radio"/> No
2	8/17/2020	Email with attached Notice of Appearance and Answer to Complaint By: Evenson Sanderson, PC by Brenda Vitek	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
3	8/17/2020	Notice of Appearance By: Evenson Sanderson, PC by Paul Sanderson, Attorney	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
4	8/17/2020	Answer to Complaint By: Otter Tail Power Company by Paul Sanderson, Attorney	3		<input checked="" type="radio"/> Yes <input type="radio"/> No
5	8/26/2020	Commission Motion to find Complaint prima facie and serve By: Public Service Commission	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
6	8/28/2020	Affidavit of Service, Cert. Mail - Complaint and Motion By: Public Service Commission	18		<input checked="" type="radio"/> Yes <input type="radio"/> No
7	9/2/2020	Return receipt By: United States Postal Service	2		<input type="radio"/> Yes <input checked="" type="radio"/> No
8	9/22/2020	Request for Administrative Law Judge By: Public Service Commission	3		<input checked="" type="radio"/> Yes <input type="radio"/> No
9	9/24/2020	Letter designating ALJ - Timothy Dawson By: Office of Administrative Hearings by Timothy Dawson, Director	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
10	10/2/2020	Letter regarding perceived concern of bias By: Public Service Commission by Brian Johnson, Advocacy Staff Counsel	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
11	11/9/2020	Commission Motion to assess fee and issue Notice By: Public Service Commission	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
12	11/9/2020	Notice of Hearing By: Public Service Commission	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
13	11/12/2020	Affidavit of Service, Cert. Mail - Notice of Hearing By: Public Service Commission	3		<input checked="" type="radio"/> Yes <input type="radio"/> No
14	11/12/2020	Letter enclosing Commission Motion By: Public Service Commission	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
15	11/18/2020	Return receipt By: United States Postal Service	2		<input type="radio"/> Yes <input checked="" type="radio"/> No
16	12/4/2020	Letter enclosing Request to Amend Issues at Hearing, Letter re filing fee, and 2 Petition to Intervene By: Otter Tail Power Company by Paul Sanderson, Attorney	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
17	12/4/2020	Request to Amend Issues at Hearing By: Otter Tail Power Company by Paul Sanderson, Attorney	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
18	12/4/2020	Letter to Commission re filing fee By: Otter Tail Power Company by Paul Sanderson, Attorney	2		<input checked="" type="radio"/> Yes <input type="radio"/> No

9/8/2021

Doc	Filed	Description	Pages:	Exhibit:	Certified to Court
19	12/4/2020	Petition to Intervene - City of Drayton By: Otter Tail Power Company by Paul Sanderson, Attorney	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
20	12/4/2020	Stipulation for Continuance - Executed By: Public Service Commission	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
21	12/6/2020	Reply from ALJ re Stipulation for Continuance By: Office of Administrative Hearings by Timothy Dawson, ALJ	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
22	12/7/2020	Notice of Prehearing Conference By: Timothy Dawson, ALJ - Office of Administrative Hearings	3		<input checked="" type="radio"/> Yes <input type="radio"/> No
23	12/9/2020	Electronic recording of 08 Dec. 2020 Prehearing Conference By: Public Service Commission	1		<input type="radio"/> Yes <input checked="" type="radio"/> No
24	12/11/2020	Order on Petition to Intervene By: Timothy Dawson, ALJ - Office of Administrative Hearings	3		<input checked="" type="radio"/> Yes <input type="radio"/> No
25	12/11/2020	Email attaching Notice of Motion to Dismiss, Motion, Brief, and supporting documents By: Otter Tail Power Company	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
26	12/11/2020	Notice of Motion to Dismiss By: Otter Tail Power Company by Paul Sanderson, Attorney	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
27	12/11/2020	Motion to Dismiss By: Otter Tail Power Company by Paul Sanderson, Attorney	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
28	12/11/2020	Respondent's Brief in Support of Motion to Dismiss By: Otter Tail Power Company by Paul Sanderson, Attorney	19		<input checked="" type="radio"/> Yes <input type="radio"/> No
29	12/14/2020	Affidavit of Charles Olson - Exhibit 1 to Brief By: Otter Tail Power Company by Paul Sanderson, Attorney	10		<input checked="" type="radio"/> Yes <input type="radio"/> No
30	12/28/2020	Response to Otter Tail's Motion to Dismiss By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	8		<input checked="" type="radio"/> Yes <input type="radio"/> No
31	12/28/2020	Service document - Response to Otter Tail's Motion to Dismiss By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
32	1/7/2021	Respondent's Reply Brief in Support of Motion to Dismiss By: Otter Tail Power Company by Paul Sanderson, Attorney	9		<input checked="" type="radio"/> Yes <input type="radio"/> No
33	3/3/2021	Commission motion to issue a Notice of Hearing By: Public Service Commission	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
34	3/3/2021	Notice of Hearing By: Public Service Commission	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
35	3/4/2021	Affidavit of Service by Certified Mail - Notice By: Public Service Commission	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
36	3/11/2021	Return receipt By: United States Postal Service	2		<input type="radio"/> Yes <input checked="" type="radio"/> No
37	3/11/2021	Return receipt By: United States Postal Service	2		<input type="radio"/> Yes <input checked="" type="radio"/> No
38	3/30/2021	Letter enclosing filing fee By: Public Service Commission by John Schuh, General Counsel	1		<input checked="" type="radio"/> Yes <input type="radio"/> No

9/8/2021

Doc	Filed	Description	Pages:	Exhibit:	Certified to Court
39	4/14/2021	Prehearing Memo with Proposed Exhibits By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	21		<input checked="" type="radio"/> Yes <input type="radio"/> No
40	4/14/2021	Proposed Witness and Exhibit Lists By: Otter Tail Power Company by Paul Sanderson, Attorney	10		<input checked="" type="radio"/> Yes <input type="radio"/> No
41	4/16/2021	Electronic recording of 16 Apr. 2021 Formal Hearing By: Public Service Commission	1		<input type="radio"/> Yes <input checked="" type="radio"/> No
42	4/26/2021	Letter enclosing witness and exhibit lists and Exhibits By: Timothy Dawson, ALJ - Office of Administrative Hearings	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
43	4/26/2021	Witness List By: Office of Administrative Hearings	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
44	4/26/2021	Exhibit List By: Office of Administrative Hearings	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
45	4/16/2021	Exhibit Nodak 1 - Site drawing for proposed Love's Travel Stop By: Nodak Electric Cooperative, Inc.	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
46	4/16/2021	Exhibit Nodak 2 - Map of Nodak's electrical lines near Love's Travel Stop By: Nodak Electric Cooperative, Inc.	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
47	4/16/2021	Exhibit Nodak 3 - Nodak's summary of project costs By: Nodak Electric Cooperative, Inc.	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
48	4/16/2021	Exhibit Nodak 4 - Map of Nodak's and OTP's electric lines near Love's Travel Stop By: Nodak Electric Cooperative, Inc.	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
49	4/16/2021	Exhibit Nodak 5 - Map of Nodak's members within two-mile radius By: Nodak Electric Cooperative, Inc.	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
50	4/16/2021	Exhibit Nodak 6 - Service Area Agreement between Nodak and OTP By: Nodak Electric Cooperative, Inc.	5		<input checked="" type="radio"/> Yes <input type="radio"/> No
51	4/16/2021	Exhibit Nodak 7 - Nodak's New Line Extension Policy By: Nodak Electric Cooperative, Inc.	3		<input checked="" type="radio"/> Yes <input type="radio"/> No
52	4/16/2021	Exhibit Nodak 8 - Nodak's projected net revenues from Love's Travel Stop By: Nodak Electric Cooperative, Inc.	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
53	4/16/2021	Exhibit Nodak 9 - Nodak's Electric Five-Year Average Rate of Return relative to Love's Travel Stop By: Nodak Electric Cooperative, Inc.	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
54	4/16/2021	Exhibit Nodak 10 - Nodak's projected net contribution of costs relative to Love's Travel Stop By: Nodak Electric Cooperative, Inc.	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
55	4/16/2021	Exhibit Nodak 11 - An Ordinance Annexing Richardson Addition to the City of Drayton By: Nodak Electric Cooperative, Inc.	3		<input checked="" type="radio"/> Yes <input type="radio"/> No
56	4/16/2021	Exhibit Nodak 12 - OTP - North Dakota Large General Serve Rate 603 for Love's Drayton By: Nodak Electric Cooperative, Inc.	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
57	4/16/2021	Exhibit OTP 1 - Franchise with Drayton By: Otter Tail Power Company	4		<input checked="" type="radio"/> Yes <input type="radio"/> No

Doc	Filed	Description	Pages:	Exhibit:	Certified to Court
58	4/16/2021	Exhibit OTP 2 - Approval of Annexation of McFarland's Addition By: Otter Tail Power Company	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
59	4/16/2021	Exhibit OTP 3 - Resolution on Electric Service to McFarland's Addition By: Otter Tail Power Company	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
60	4/16/2021	Exhibit OTP 4 - Map of Proposed Electric Service to McFarland's Addition By: Otter Tail Power Company	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
61	4/30/2021	Post-Hearing Brief By: Otter Tail Power Company by Paul Sanderson, Attorney	25		<input checked="" type="radio"/> Yes <input type="radio"/> No
62	4/30/2021	Closing Argument By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	18		<input checked="" type="radio"/> Yes <input type="radio"/> No
63	5/7/2021	Response to Otter Tail's Post-Hearing Brief By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	15		<input checked="" type="radio"/> Yes <input type="radio"/> No
64	5/7/2021	Proposed Findings of Fact, Conclusions of Law and Order By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	11		<input checked="" type="radio"/> Yes <input type="radio"/> No
65	5/7/2021	Respondent's Reply Brief By: Otter Tail Power Company by Paul Sanderson, Attorney	18		<input checked="" type="radio"/> Yes <input type="radio"/> No
66	5/7/2021	Proposed Findings of Fact Conclusions of Law and Order By: Otter Tail Power Company by Paul Sanderson, Attorney	7		<input checked="" type="radio"/> Yes <input type="radio"/> No
67	5/28/2021	Electronic recording of 28 May 2021 Work Session By: Public Service Commission	1		<input type="radio"/> Yes <input checked="" type="radio"/> No
68	6/3/2021	Respondent's Request for Oral Argument By: Otter Tail Power Company by Paul Sanderson, Attorney	2		<input checked="" type="radio"/> Yes <input type="radio"/> No
69	6/7/2021	Response to Otter Tail's Request for Oral Argument By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	7		<input checked="" type="radio"/> Yes <input type="radio"/> No
70	6/8/2021	Email enclosing Notice of Appearance and Request for Oral Argument By: City of Drayton by Steven Ekman, PC	3		<input checked="" type="radio"/> Yes <input type="radio"/> No
71	6/8/2021	Notice of Appearance By: City of Drayton by Steven Ekman, PC	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
72	6/8/2021	Request for Oral Argument By: City of Drayton by Steven Ekman, PC	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
73	6/15/2021	Response to the City of Drayton's Request for Oral Argument By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	4		<input checked="" type="radio"/> Yes <input type="radio"/> No
74	6/16/2021	Electronic recording of 16 June 2021 Work Session By: Public Service Commission	1		<input type="radio"/> Yes <input checked="" type="radio"/> No
75	7/13/2021	Letter enclosing copies of Board of Railroad Commissioners documents By: Public Service Commission by Patrick Fahn	12		<input checked="" type="radio"/> Yes <input type="radio"/> No
76	7/14/2021	Docketed in error By: Public Service Commission	1		<input type="radio"/> Yes <input checked="" type="radio"/> No
77	7/14/2021	Commission Motion to adopt a substitute Findings of Fact, Conclusions of Law and Order By: Public Service Commission	1		<input checked="" type="radio"/> Yes <input type="radio"/> No

9/8/2021

Doc	Filed	Description	Pages:	Exhibit:	Certified to Court
78	7/14/2021	Findings of Fact, Conclusions of Law and Order with Dissenting Opinion of Commissioner Brian Kroshus By: Public Service Commission	11		<input checked="" type="radio"/> Yes <input type="radio"/> No
79	7/16/2021	Affidavit of Service by Certified Mail - Findings of Fact, Conclusions of Law and Order with Dissenting Opinion of Commissioner Brian Kroshus By: Public Service Commission	12		<input checked="" type="radio"/> Yes <input type="radio"/> No
80	7/23/2021	Letter closing OAH file By: Timothy Dawson, ALJ - Office of Administrative Hearings	1		<input checked="" type="radio"/> Yes <input type="radio"/> No
81	7/20/2021	Return receipt By: United States Postal Service	2		<input type="radio"/> Yes <input checked="" type="radio"/> No
82	7/26/2021	Return Receipt By: United States Postal Service	2		<input type="radio"/> Yes <input checked="" type="radio"/> No
83	8/4/2021	Return Receipt By: United States Postal Service	2		<input type="radio"/> Yes <input checked="" type="radio"/> No
84	8/13/2021	APPEAL - Notice of Intent to Appeal and Specifications of Error By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	7		<input type="radio"/> Yes <input type="radio"/> No
85	8/13/2021	APPEAL - Email notification of assigned District Court case No. (08-2021-CV-01508) By: Nodak Electric Cooperative, Inc. by Kimberly Radermacher, Attorney	2		<input type="radio"/> Yes <input type="radio"/> No
86	8/13/2021	APPEAL - Email Notice of Cross Appeal and Specification of Error By: Otter Tail Power Company by Paul Sanderson, Attorney	3		<input type="radio"/> Yes <input type="radio"/> No
87	8/26/2021	Docketed in error By: Public Service Commission	1		<input type="radio"/> Yes <input type="radio"/> No