

## Hamre, John G.

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**From:** efilmingmail@tylerhost.net  
**Sent:** Tuesday, September 14, 2021 10:37 AM  
**To:** Hamre, John G.  
**Subject:** Filing Accepted for Case: 08-2021-CV-01508; Nodak Electric Cooperative, Inc. vs. North Dakota Public Service Commission, et al.; Envelope Number: 4451974

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## Filing Accepted

Envelope Number: 4451974

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	
<b>Court</b>	Burleigh County - South Central District
<b>Case Number</b>	08-2021-CV-01508
<b>Case Style</b>	Nodak Electric Cooperative, Inc. vs. North Dakota Public Service Commission, et al.
<b>Date/Time Submitted</b>	9/13/2021 4:09 PM CST
<b>Date/Time Accepted</b>	9/14/2021 10:35 AM CST
<b>Accepted Comments</b>	
<b>Filing Type</b>	Exhibit
<b>Filing Description</b>	CR Exhibit 12 Affidavit of Service, Cert. Mail - Notice of Hearing
<b>Activity Requested</b>	EFileAndServe
<b>Filed By</b>	John Hamre
<b>Filing Attorney</b>	John Schuh

Document Details	
<b>Lead Document</b>	12 - CR Exhibit 12 Affidavit of Service Cert. Mail - Notice of Hearing.pdf
<b>Lead Document Page Count</b>	3
<b>File Stamped Copy</b>	<a href="#">View Stamped Document</a>
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**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**

**Shelly A. Bauske** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **12<sup>th</sup> day of November 2020**, she deposited in the United States Mail, at Bismarck, North Dakota, **two** 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. 7019 2280 0000 0693 1198**

Kimberly J. Radermacher  
Attorney for Nodak Electric Cooperative, Inc.  
Radermacher Law Firm, P.C.  
PO Box 597  
LaMoure, ND 58458-0597  
**Cert. No. 7019 2280 0000 0693 1204**

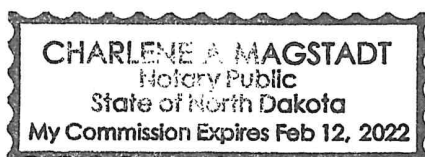
The addresses shown are the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **12<sup>th</sup> day of November 2020**.

  
\_\_\_\_\_

  
\_\_\_\_\_  
Notary Public

SEAL



**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**

**November 9, 2020**

Please take notice that a **public hearing** on Case No. PU-20-356 will begin **Tuesday December 8, 2020 at 8:30 a.m. CST, in the Commission Hearing Room, 12<sup>th</sup> 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. .

The issues to be considered in this matter are:

1. From whom does the customer prefer electric service?
2. What electric suppliers are operating in the general area?
3. What electric supply lines exist within at least a two-mile radius of the location to be served, and when were they constructed?
4. What customers are served by electric suppliers within at least a two-mile radius of the location to be served?
5. What are the differences, if any, between the electric suppliers available to serve the area with respect to reliability of service?
6. Which of the available electric suppliers will be able to serve the location in question more economically and still earn an adequate return on its investment?
7. Which supplier's extended electric service would best serve orderly and economic development of electric service in the general area?
8. Would approval of the applications result in wasteful duplication of investment or service?
9. Is it probable that the location in question will be included within the corporate limits of a municipality within the foreseeable future?
10. Will service by either of the electric supplier in the area unreasonably interfere with the service or system of the other?

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**

  
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**Julie Fedorchak**  
Commissioner

  
\_\_\_\_\_  
**Brian Kroshus**  
Chairman

  
\_\_\_\_\_  
**Randy Christmann**  
Commissioner