



# Public Service Commission

## State of North Dakota

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### COMMISSIONERS

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23 September 2020

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

Re: NuStar Pipeline Operating Partnership, L.P. Case No. PU-20-381  
10" North System Pipeline Relocation - Cass County  
Siting Application

Dear Mr. Dawson:

Enclosed is a request for an Administrative Law Judge for the captioned case. The case is in its early stages and a Notice of Hearing has not yet been issued. When a Notice is issued we will forward it to your office.

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

Best regards,

John Schuh  
General Counsel

enclosures

c: w/encl. via email only: Mollie Smith ([msmith@fredlaw.com](mailto:msmith@fredlaw.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 NuStar Pipeline Operating Partnership, L.P., 10" North System Pipeline Relocation - Cass County, Siting Application, PSC Case No. PU-20-381

(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 28 August 2020 NuStar Pipeline filed a Consolidated Application for Certificate of Corridor Compatibility and Route Permit proposing the North System Pipeline Relocation project in Case County, North Dakota.

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.**

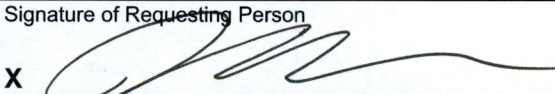
**PLEASE MAKE A REQUEST FOR AN ADMINISTRATIVE LAW JUDGE AT LEAST ONE MONTH BEFORE THE HEARING.**

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  
 When a Notice of Hearing 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 John Schuh, General Counsel	Date 9/23/2020
Signature of Requesting Person 	Telephone Number (701) 328-2421

Attachment  
Request for ALJ  
23 September 2020

Re: NuStar Pipeline Operating Partnership, L.P. Case No. PU-20-381  
10" North System Pipeline Relocation - Cass County  
Siting Application

<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> Brian Johnson Legal Counsel	<b>Address</b> Same as above	<b>Telephone Number</b> 701-328-2407
<b>PARTY</b> NuStar Pipeline Operating Partnership, L.P.	<b>Address</b> 2330 North Loop 1604 West San Antonio, TX 78248	<b>Telephone Number</b> 210-918-4631
<b>Representation</b> Mollie Smith Fredrikson & Byron, P.A.	<b>Address</b> Fredrikson & Byron, P.A. 200 S. 6th St. Ste 4000 Minneapolis, MN 55402-1425	<b>Telephone Number</b> 612-492-7270