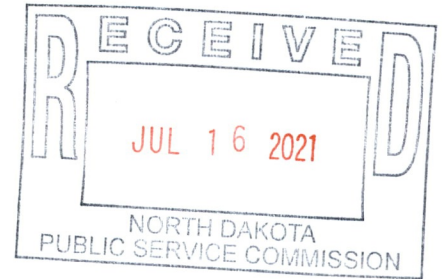


**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**



**Bowman Wind, LCC  
208.7 MW Bowman Wind Project - Bowman County  
Siting Application**

**Case No. PU-21-121  
OAH File No. 20210098**

**ORDER ON PETITION TO INTERVENE**

On July 1, 2021, Kevin Pranis, Marketing Manager, Laborers District Council of Minnesota and North Dakota, St. Paul, Minnesota submitted a Petition for Intervention. The Petitioners represent a group with over 12,000 construction workers and public employees in Minnesota and North Dakota. The Petitioner is associated with the Laborers International Union of North America.

North Dakota Century Code § 28-32-28 addresses intervention in adjudicative proceedings and provides as follows:

An administrative agency may grant intervention in an adjudicative proceeding to promote the interests of justice if intervention will not impair the orderly and prompt conduct of the proceeding and if the petitioning intervenor demonstrates that the petitioner's legal rights, duties, privileges, immunities, or other legal interests may be substantially affected by the proceeding or that the petitioner qualifies as an intervenor under any provision of statute or rule. The agency may impose conditions and limitations upon intervention. The agency shall give reasonable notice of the intervention to all parties. An administrative agency may adopt rules relating to intervention in an adjudicative proceeding.

The North Dakota Public Service Commission ("Commission") has adopted its own rules relating to intervention. The Commission's rule on intervention provides in part:

Any person with a substantial interest in a proceeding may petition to intervene in that proceeding by complying with this section. An intervention may be granted if the petitioner has a statutory right to be a party to the proceeding; or the petitioner has a legal interest which may be substantially affected by the proceeding, and the intervention would not unduly broaden the issues or delay the proceeding. The commission may impose conditions and limitations on an intervention to promote the interests of justice.

...

Contents of petition to intervene. A petition to intervene must be in writing and must set forth the grounds for intervention, the position and interest of the petitioner in the proceeding, what the petitioner would contribute to the hearing, and whether the petitioner's position is in support of or in opposition to the relief sought.

N.D. Admin. Code § 69-02-02-05.

The Petition sets forth grounds for intervention. The participation of the Petitioner would serve the public interest. The Petitioner represents the interests of individuals who are construction workers who would be substantially affected by the employment created by this application and are otherwise interested in worker safety and reliable and affordable energy. The participation of the Petitioner would not unduly delay the proceedings nor prejudice the rights of other parties.

The petition sets forth the grounds for intervention, the position and interest of the Petitioner, what it can contribute to the hearing and its position with respect to the relief sought by the applicant. The Petitioner has presented sufficient information to satisfy the statutory intervention requirements set forth in N.D.C.C. § 28-32-28 and N.D. Admin. Code 69-02-02-05.

The Applicant does not object to the intervention of the Petitioner.

Since there is no opposition to the petition and having considered the written submission of the Petitioner, it is hereby **ORDERED** that the Petition for Intervention of Laborers District Council of Minnesota and North Dakota in PSC Case No. PU-21-121 is **GRANTED**.

Dated at Bismarck, North Dakota, this 15<sup>th</sup> day of July 2021.

State of North Dakota  
Public Service Commission

By: 

Timothy J. Dawson  
Administrative Law Judge  
Office of Administrative Hearings  
2911 North 14<sup>th</sup> Street – Suite 303  
Bismarck, North Dakota 58503  
Telephone: (701) 328-3200

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Bowman Wind, LCC**  
**208.7 MW Bowman Wind Project - Bowman County**  
**Siting Application**

**Case No. PU-21-121**  
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**CERTIFICATE OF SERVICE**

The undersigned certifies that the original **ORDER ON PETITION TO INTERVENE** was mailed, inside mail, at the State Capitol, on the 15 day of July 2021, to:

John Hamre  
Public Service Commission  
600 East Boulevard Avenue  
Bismarck, ND 58505-0480

and that a true and correct copy of the above document was mailed, inside mail, at the State Capitol on the 15 day of July 2021, to:

Brian Johnson  
PSC Legal Counsel  
Public Service Commission  
600 East Boulevard Avenue  
Bismarck, ND 58505-0480

and that a true and correct copy of the above document was mailed, regular mail, on the 15 day of July 2021, to:

Kevin Pranis  
Pranis & Smith  
81 East Little Canada Road  
St. Paul, MN 55117

Mollie Smith  
Fredrikson & Byron, PA  
200 S 6th St - Ste 4000  
Minneapolis, MN 55402-1425

OFFICE OF ADMINISTRATIVE HEARINGS  
Timothy J. Dawson, Administrative Law Judge

  
\_\_\_\_\_  
Louise Wetzel