

22 December 2021

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

Re:
Montana-Dakota Utilities Co.
Financial Incentive - Power Purchase Agreement
Rates

Case No. PU-21-373

Dear Mr. Dawson:

Enclosed is a request for an Administrative Law Judge for the captioned case. The Commission has not yet issued a Notice of Hearing but we anticipate that a formal hearing will be scheduled for 20 January, 2022 beginning at 8:00 a.m. and when a formal Notice is issued, we will forward it to your office.

The Administrative Law Judge will serve as a procedural law judge and the hearing will be electronically recorded.

If you have any questions, please contact me. Thank you.

Best regards,

//John Schuh

John Schuh
General Counsel

Enclosures

c w/encl. via e-mail only: Allison Mann (allison.mann@mduresources.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 Montana-Dakota Utilities Co., Financial Incentive - Power Purchase Agreement, Rates,
 PSC Case No. PU-21-373

(e.g., application of [name], appeal of [name], petition of [name]). Authority for the administrative action is found in N.D.C.C. Section 49-06-02 _____ (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 18 August 2021 Montana-Dakota Utilities Co. filed an Application for Financial Incentive under N.D.C.C. section 49-06-02 seeking approval of their Application for Rate Treatment of a Financial Incentive related to a Power Purchase Agreement

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	Address	Telephone Number
See attached		
Representation	Address	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number
PARTY	Address	Telephone Number
Representation	Address	Telephone Number

Additional Comments
 We anticipate that the hearing will be scheduled for January 20, 2022 at 8:30 a.m. and we will forward the Notice as soon as it becomes available.

(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	Date
John Schuh, General Counsel	12/22/2021
Signature of Requesting Person	Telephone Number
X 	(701) 328-2421

Attachment
Request for ALJ
22 December 2021

Re:
Montana-Dakota Utilities Co.
Financial Incentive - Power Purchase Agreement
Rates

Case No. PU-21-373

AGENCY	Address	Telephone Number
North Dakota Public Service Commission	600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	701-328-2400
Representation John Schuh PSC General Counsel	Address Same as above	Telephone Number 701-328-2421
PARTY Montana-Dakota Utilities Co.	Address 400 North Fourth Street Bismarck, ND 58501	Telephone Number 701-222-7900
Representation Allison Mann, Attorney	Address MDU Resources Group, Inc. PO Box 5650 Bismarck, ND 58506-5650	Telephone Number 701-530-1016