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August 8, 2022

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VIA EMAIL (NDPSC@ND.GOV) AND U.S. MAIL
OVERNIGHT DELIVERY

Steve Kahl, Executive Secretary
North Dakota Public Service Commission
600 E. Boulevard Avenue, Dept. 408
Bismarck, ND 58505-0480

RE: Montana-Dakota Utilities Co. 2022 Electric Rate Increase Application
PSC Case No. PU-22-194

Dear Mr. Kahl:

Enclosed please find an original and seven (7) copies of the Petition to Intervene of Marathon Petroleum Company LP in the above-referenced proceeding. Concurrent with this filing, Marathon Petroleum Company LP will be filing Motions for Pro Hac Vice and Affidavits to allow Robert A. Weishaar and Kenneth R. Stark to practice before the Commission in this matter.

Please add the following to the official service list for this matter:

Robert A. Weishaar, Jr.*
McNees Wallace & Nurick LLC
1200 G Street, NW Suite 800
Washington, DC 20005
Phone: (202) 898-5700
Fax: (717) 260-1765
E-mail:
bweishaar@mcneeslaw.com
Pro Hac Vice Motion Pending

Kenneth R. Stark*
McNees Wallace & Nurick LLC
100 Pine Street, P.O. Box 1166
Harrisburg, PA 17108-1166
Phone: (717) 232-8000
Fax: (717) 237-5300
E-mail: kstark@mcneeslaw.com
Pro Hac Vice Motion Pending

Richard Savelkoul (ND ID #6793)
Martin & Squires, P.A.
332 Minnesota Street, Suite W2750
St. Paul, MN 55101
rsavelkoul@marinsquires.com

Kavita Maini
KM Energy Consulting, LLC
961 North Lost Woods Road
Oconomowoc, WI 53066
kmains@wi.rr.com

Also, attached is the Certificate of Service.

Thank you for your attention to this matter. Please let me know if you have any questions.

Very truly yours,

/s/ Richard J. Savelkoul
Richard J. Savelkoul

Enclosures

cc: Service List (w/encl)

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

Montana-Dakota Utilities Co.)	
2022 Electric Rate Increase)	PSC Case No. PU-22-194
Application)	

**PETITION TO INTERVENE OF
MARATHON PETROLEUM COMPANY LP**

Pursuant to North Dakota Administrative Code 69-02-02-05,¹ Marathon Petroleum Company LP (“MPC”) hereby petitions the North Dakota Public Service Commission (“Commission”) to intervene in the above-captioned proceeding filed by Montana-Dakota Utilities Company (“Company” or “MDU”). In support of this Petition to Intervene, MPC states the following:

1. On May 16, 2022, the Company filed an Application and Notice of Change in General Electric Rates (“Application”). Through the Application, the Company proposed, among other things, a total annual increase in electric base rates of \$25,365,558 (12.3%) based on a 2023 future test year.

2. Headquartered in Findlay, Ohio, MPC and its affiliates operate the nation’s largest refining system, including MPC’s Mandan, North Dakota facility and the Dickinson refinery, both are located in MDU’s service territory². The Mandan refinery has a crude oil refining capacity of 71,000 barrels per day and processes primarily sweet domestic crude oil from North Dakota and manufactures gasoline, distillates, propane, and heavy fuel oil.³ The Mandan refinery employs approximately 310 people. The Mandan facility receives electric

¹ N.D. Admin. Code 69-02-02-05.

² See *We are MPC* (2022), available at <https://www.marathonpetroleum.com/About/> (last accessed July 26, 2022).

³ See *Mandan Refinery* (2021), available at [Mandan Refinery | Marathon Petroleum Refineries](#) (last accessed July 26, 2022).

service from MDU under Contract Rate 303. The Dickinson refinery has a throughput of 12,000 barrels per day and is a 100% renewable diesel facility. The Dickinson refinery employs approximately 90 people. The Dickinson facility receives electric service from MDU under Rate 30 General Electric.

3. As a large customer of MDU, MPC may be adversely affected by the proposed increase and has direct reliability, as well as financial interest in all cost of service, rate, design and policy determinations by the Commission in this proceeding.

4. MPC hereby moves to intervene as a full party in this proceeding and to be heard on all issues before the Commission.

5. No other party currently in this proceeding can adequately represent MPC's interests.

6. MPC may present evidence through direct testimony, as well as cross-examination, on issues arising in this proceeding, including, but not limited to, the following issues: (a) appropriate rate of return and the cost of equity; (b) appropriate expenses that should be recovered by ratepayers; and (c) appropriate adjustments to the cost of service studies and rate design issues, if any. MPC reserves the right to participate in this proceeding as its interests continue to develop throughout the course of this proceeding.

7. MPC will contribute to the proceeding by providing the perspective of a large, energy-intensive customer that continues to face ever-increasing energy costs and regional and global competitive pressures, notwithstanding the additional inflationary pressures in the current economic environment. MPC is a large employer in the State and significant contributor to the State's economy.

8. MPC opposes the full rate increase sought by the Company.

9. MPC's intervention is timely and being filed at least ten (10) days prior to the hearing in this proceeding.

10. MPC's intervention will not unduly broaden the issues or delay this proceeding.

11. A copy of this Petition to Intervene has been served upon the parties to this proceeding as shown by the attached Certificate of Service. Copies of all notices, orders or pleadings in this proceeding should be served upon the following:⁴

Robert A. Weishaar, Jr.*
McNees Wallace & Nurick LLC
1200 G Street, NW Suite 800
Washington, DC 20005
Phone: (202) 898-5700
Fax: (717) 260-1765
E-mail: bweishaar@mcneeslaw.com
Pro Hac Vice Motion Pending

Kenneth R. Stark*
McNees Wallace & Nurick LLC
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Harrisburg, PA 17108-1166
Phone: (717) 232-8000
Fax: (717) 237-5300
E-mail: kstark@mcneeslaw.com
Pro Hac Vice Motion Pending

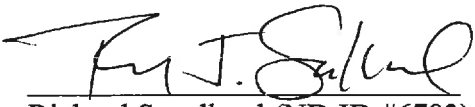
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rsavelkoul@marinsquires.com

Kavita Maini
KM Energy Consulting, LLC
961 North Lost Woods Road
Oconomowoc, WI 53066
kmaini@wi.rr.com

⁴ Concurrent with the filing of this Petition to Intervene, MPC is filing separate Motions for Admission Pro Hac Vice for Robert A. Weishaar, Jr., and Kenneth R. Stark.

WHEREFORE, Marathon Petroleum Company LP submits this timely Petition to Intervene and respectfully requests that the Commission grant its Petition to Intervene and allow it to participate with full rights as a party in this proceeding.

Respectfully submitted,

By: 
Richard Savelkoul (ND ID #6793)
Martin & Squires, P.A.
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St. Paul, MN 55101
E-mail: rsavelkoul@marinsquires.com

Dated: August 8, 2022

*Motions for Admission Pro Hac Vice are being filed contemporaneously with this Petition.

CERTIFICATE OF SERVICE

I hereby certify that the original and seven (7) copies of the foregoing documents were hand delivered/mailed/e-mailed, on this 8 day of August, 2022, to the following:

Hope L. Hogan, Administrative Law Judge
Executive Secretary, Public Service Commission
600 East Boulevard Avenue, Dept. 480
Bismarck, ND 58505-0480
hlhogan@nd.gov
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With a single copy delivered via e-mail to the following:

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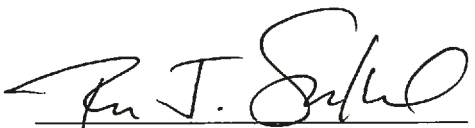
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