
Casey Voigt and Julie Voigt,)	
)	
Appellants,)	Case No: 08-2023-CV-01338
)	
v.)	
)	ORDER FOR STAY
North Dakota Public Service Commission)	
and Coyote Creek Mining Company, LLC,)	
)	
Appellees.)	
)	

[¶1] Pursuant to the stipulation filed by the parties, on June 8, 2023, Appellants Casey and Julie Voigt (“Voigts”) filed their notice of appeal (Index #1). On July 19, 2023, Appellees North Dakota Public Service Commission (“PSC”) filed its Certificate of Record (Index #96). A briefing schedule was issued on July 20, 2023 (Index #98) with extensions granted on August 10, 2023 and September 11, 2023 (Index ##104, 118). On August 23, 2023, Voigts filed their notice of appeal in 08-2023-CV-01964. The parties filed a stipulation to consolidate the matters on September 6, 2023 (Index #115). An Order consolidating the matters was docketed on September 11, 2023 (Index #118).

[¶2] IT IS HEREBY ORDERED that the parties’ stipulation and request for stay is granted,

- a. This matter will be stayed until the conclusion of the following events.
- b. Within 60 days from the date of the order to stay, the Voigts will file a complaint with the PSC asking to hold a formal hearing to address these matters through an adjudicative proceeding under Administrative Agencies Practice Act, N.D.C.C. ch. 28-32.

c. If the PSC makes a determination to accept the complaint, hold a formal hearing, and issue a final decision adjudicating the claims, the Voigts will file a motion to voluntarily dismiss this appeal with prejudice within three business days of the PSC order. The dismissal will be on the terms agreed to by the parties in the stipulation to stay this proceeding.

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Judge of the District Court