



Public Service Commission

State of North Dakota

COMMISSIONERS

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7 November 2022

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

Re: Basin Electric Power Cooperative
Pioneer Generation Station Ph IV - Williams County
Siting Application
Case No. PU-22-380

Dear Mr. Dawson:

Enclosed is a request for an Administrative Law Judge for the captioned case. The case is in the early stages and a Notice of Hearing has not yet been issued. We will forward the Notice of Hearing to your office as soon as a hearing date has been established.

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
General Counsel

enclosure

c: w/encl. via email only: Kevin Solie (ksolie@bepc.com)
Anine Merkens (amerkens@bepc.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 Basin Electric Power Cooperative, Pioneer Generation Station Ph IV - Williams County
Siting Application, PSC Case No. PU-22-380

(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 Oct. 7, 2022, Basin Electric Power Cooperative filed an Application for Certificate of Site Compatibility, for additional generation facilities at the Pioneer Generation Station in Williams 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
 A Notice of Hearing has not yet been issued. Once a Notice 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 11/7/2022
Signature of Requesting Person 	Telephone Number (701) 328-2421

Attachment
Request for ALJ
7 November 2022

Re: Basin Electric Power Cooperative
Pioneer Generation Station Ph IV - Williams County
Siting Application
Case No. PU-22-380

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, General Counsel	Address Same as above	Telephone Number 701-328-2421
PARTY Basin Electric Power Cooperative	Address 1717 East Interstate Ave. Bismarck, ND 58503	Telephone Number 701-557-5495
Representation Anine Merkens, Senior Staff Counsel (pending Notice of Appearance)	Address 1717 East Interstate Ave. Bismarck, ND 58503	Telephone Number 701-557-5080