



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE LEGAL OPERATIONS AGENCY

BEFORE THE
NORTH DAKOTA PUBLIC SERVICE COMMISSION

MONTANA-DAKOTA UTILITIES CO., A DIVISON)
OF MDU RESOURCES GROUP, INC.)
2023 NATURAL GAS RATE INCREASE APPLICATION)
_____)

Case No. PU-23-341

February 06, 2024

Darrell Nitschke, Executive Secretary
North Dakota Public Service Commission
State Capital Building
600 E. Boulevard A venue
Bismarck, ND 58505

Secretary Nitchke:

Enclosed for filing on behalf of Federal Executive Agencies (“FEA”) is an Excusal Request of Pro Hac Vice Associated Counsel.

Thank you for your assistance. If you should have any questions about this filing, please does not hesitate to contact me.

Sincerely,

Attorneys for Federal Executive Agencies

By: /s/ Leslie R. Newton

Leslie R. Newton
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Thomas A. Jernigan
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Enclosure:

Cc: Excusal Request of Pro Hac Vice Associated Counsel
Counsel for Parties of Record (w/enc)

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**FEDERAL EXECUTIVE AGENCIES' EXCUSAL REQUEST OF
PRO HAC VICE ASSOCIATED COUNSEL**

1. The Federal Executive Agencies (FEA), by and through counsel, respectfully request Col Michelle I. Hagel, a North Dakota attorney in active status and in good standing (ND Bar #05844), be excused, pursuant to North Dakota Supreme Court Rule 3, from appearing in all proceedings and participating in all filings pertaining to the above Docket.

2. The representation of FEA's interest in this proceeding is delegated to the Utility Law Field Support Center (ULFSC), located at Tyndall AFB, FL, pursuant to 40 U.S.C. §121(d) and §501(c) [these sections supersede 40 U.S.C. §481(a)(4) and §486(d)]. The ULFSC consists of the following attorneys responsible for representing FEA's interest in this Proceeding: Maj Leslie R. Newton, Capt Ashley N. George, and Mr. Thomas A. Jernigan.

3. Col Michelle I. Hagel is not a member of the ULFSC but is employed as a Joint Staff Judge Advocate assigned to the North Dakota National Guard Staff Judge Advocate Office, Bismarck, ND. Col Hagel's involvement within this docket is limited to providing pro hac vice sponsorship to Maj Leslie R. Newton, Capt Ashley N. George, and Mr. Thomas A. Jernigan.

4. The ULFSC has intervened and is awaiting the Commission's decision on granting pro hac vice status to the above-listed ULFSC attorneys.

5. FEA respectfully moves that Col Michelle I. Hagel be excused from appearing on behalf of FEA in all proceedings and filings pertaining to Docket No. PU-23-341.

Respectfully submitted this 06 day of February, 2024.

Attorneys for Federal Executive Agencies

By: /s/ Leslie R. Newton

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And,

Michelle Hagel

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been furnished by electronically and/or by U.S. mail on this 22nd day of February, 2024 to the following:

<p>Montana-Dakota Utilities Co. Allison Waldon, MDU Resources Group, Inc. Travis Jacobson 400 North Fourth Street Bismarck, ND 58501 Allison.Waldon@mduresources.com Travis.Jacobson@mdu.com</p> <p>William J. Behrmann, Evenson Sanderson, P.C. 103 South 3rd Street, Suite 5 Bismarck, ND 58501 WBehrmann@esattorneys.com</p>	<p>Federal Executive Agencies (FEA) Leslie R. Newton Ashley N. George Thomas A. Jernigan Ebony Payton AFLOA-JAOE-ULFSC 139 Barnes Drive, Suite 1 Tyndall Air Force Base, FL 32403 Leslie.Newton.1@us.af.mil Ashley.George.4@us.af.mil Thomas.Jernigan.3@us.af.mil Ebony.Payton.ctr@us.af.mil</p>
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/s/ Ebony M. Payton

Ebony M. Payton
FEA Paralegal