



Public Service Commission

State of North Dakota

COMMISSIONERS

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05 March 2024

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

Re:
Thunder Butte Pipeline, LLC
Thunder Butte Pipeline Project
Siting Application
Case No. PU-24-86

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. When the 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
General Counsel

Enclosures

c: w/encl. via e-mail only

Peter Breuer (pbreuer@jf3law.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 Thunder Butte Pipeline, LLC, Thunder Butte Pipeline Project, Siting Application, PSC Case
No. PU-24-86

(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 & 49-22.1 (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 08 January 2024, Thunder Butte Pipeline, LLC, filed an application for a Certificate of Site Compatibility and Route Permit to construct an approximately 3.84 mile long pipeline.

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. We will forward the Notice to you once it is 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 John Schuh, General Counsel	Date 3/5/2024
Signature of Requesting Person 	Telephone Number (701) 328-2421

Attachment
Request for ALJ
05 March 2024

Re:
Thunder Butte Pipeline, LLC
Thunder Butte Pipeline Project
Siting Application
Case No. PU-24-86

AGENCY North Dakota Public Service Commission Representation John Schuh General Counsel	Address 600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	Telephone Number 701-328-2400 701-328-2421
PARTY Thunder Butte Pipeline, LLC Representation Peter J. Breuer	Address 37685 24 th Avenue SW Plaza, ND 58771 601 S Washington St #332 Stillwater, OK 74074	Telephone Number 720-883-8580