



# Public Service Commission

## State of North Dakota

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### 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:  
Badger Wind, LLC  
Amend-Badger Wind Project – Logan & McIntosh  
Siting Application  
Case No. PU-24-87

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,

A handwritten signature in black ink, appearing to read "John Schuh".

John Schuh  
General Counsel

Enclosures

c: w/encl. via e-mail only

Mollie Smith ([msmith@fredlaw.com](mailto:msmith@fredlaw.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 Badger Wind, LLC, Amend-Badger Wind Project-Logan & McIntosh, Siting Application, PSC  
 Case No. PU-24-87

(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 February 23, 2024, Badger Wind, LLC filed an application for an Amended Certificate of Site Compatibility.

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  X	Telephone Number (701) 328-2421

Attachment  
Request for ALJ  
05 March 2024

Re:  
Badger Wind, LLC  
Amend-Badger Wind Project – Logan & MacIntosh  
Siting Application  
Case No. PU-24-87

<b>AGENCY</b> North Dakota Public Service Commission	<b>Address</b> 600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	<b>Telephone Number</b> 701-328-2400
<b>Representation</b> John Schuh General Counsel		701-328-2421
<b>PARTY</b> Badger Wind, LLC	<b>Address</b> 401 N Michigan Ave Ste 501 Chicago, IL 60611-5883	<b>Telephone Number</b> 312-237-4700
<b>Representation</b> Mollie Smith	Fredrickson & Byron, P.A. 200 S. 6 <sup>th</sup> St. Ste 4000 Minneapolis, MN 55402-1425	612-492-7270