

# **Exhibit 3**

**Case No. 08-2025-CV-02068**

**dnill@farmlaw.com**

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**From:** Johnson, Brian L. <brljohnson@nd.gov>  
**Sent:** Thursday, August 14, 2025 3:16 PM  
**To:** dnill@farmlaw.com  
**Cc:** Thompson, Pamela J.  
**Subject:** RE: Notice of Estimated Costs - Clarification Request

The cost is to create a transcript of the informal hearings, and we are required to certify the record. The cost is entirely for the creation of the transcript

28-32-36. Agency to make record.

An administrative agency shall make a record of all testimony, written statements, documents, exhibits, and other evidence presented at any adjudicative proceeding or other administrative proceeding heard by it. Oral testimony may be taken by a court reporter, by a stenographer, or by use of an electronic recording device. All evidence presented at any proceeding before the administrative agency shall be filed with the agency. A copy of the record of any proceeding before an administrative agency, or a part thereof, must be furnished to any party to the proceeding and to any other person allowed to participate in the proceeding, upon written request submitted to the agency and upon payment of a uniform charge to be set by the agency. Any fee paid to an administrative agency for the record, or a part thereof, shall be paid into the general fund and is appropriated as a refund to the agency for the purposes of defraying the costs of preparing the record. An agency may contract with any person or another agency to prepare a record, or a part thereof, of any proceeding before the agency.

The check can be made payable the North Dakota Public Service Commission.

The address in my signature block will get it here.

Brian Johnson  
Special Assistant Attorney General  
**NORTH DAKOTA PUBLIC SERVICE COMMISSION**

600 E Boulevard Ave. Dept 408 | Bismarck, ND 58505-0480  
p: 701-328-2407 | <https://www.psc.nd.gov>

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**From:** dnill@farmlaw.com <dnill@farmlaw.com>

**Sent:** Thursday, August 14, 2025 3:10 PM

**To:** Johnson, Brian L. <brljohnson@nd.gov>

**Cc:** 'Steve Leibel' <Steve@Bismarck-attorneys.com>

**Subject:** Notice of Estimated Costs - Clarification Request

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APPEAL - Exhibit 3 - August 14, 2025 Email From Brian Johnson to Douglas J Nill  
Douglas J. Nill, PLLC, on behalf of the Petitioners  
Douglas Nill & Steven Leibel, Attorneys

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