

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Wano Township, Willowbank Township, Russell Township, Corwin Township, Valley Township, Mike Bartel, Patty Bartel, Richard Long, Susan R. Long, Steven Nelson, Julia Nelson, Phyllis P. Otterness, Patricia A. Vick, Brandon Schweigert, Tausha Schweigert, Shockman Farm Partnership, LLLP, Debra Sue Wald, Lucas Wald, Jill Wald, Timm Leppert, Orr Farms, Steve M. Rupp, Sandra J. Rupp, David A. Schweigert, Denette M. Schweigert, Allen D. Swiontek, Inna N. Swiontek, David Wald, Holly Wald, Weston Wald, and Willowbank Hutterian Brethren Association,

Appellants,

vs.

North Dakota Public Service Commission, Otter Tail Power Company, and Montana-Dakota Utilities Co.,

Appellees.

Case No. 08-2025-CV-02068

**NOTICE OF MOTION FOR  
MODIFICATION OF BRIEFING  
SCHEDULE**

**TO: APPELLANTS AND THEIR ATTORNEY OF RECORD**

[¶1] PLEASE TAKE NOTICE that Appellee North Dakota Public Service Commission (“the Commission”) has served and filed a Motion for Modification of Briefing Schedule under North Dakota Rule of Civil Procedure 81(b) and Rules 3.2 and 9.1 of the North Dakota Rules of Court.

[¶2] The Commission has requested oral argument pursuant to N.D.R.Ct. 9.1 as the issues involved are complex and merit oral argument.

Dated this 22nd day of September, 2025.

/s/ Zachary E. Pelham  
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