

STATE OF NORTH DAKOTA

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, Tim 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,

Case No. 08-2025-CV-02068

Appellants,

v.

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

Appellees.

**APPELLANTS' NOTICE OF PENDING MOTIONS AND STATUTORY
TIMELINE; REQUEST FOR RULING ON THE PAPERS**

Appellants respectfully note that the following matters are fully submitted on the papers under N.D.R.Ct. 3.2:

1. Appellants' motion to stay PSC Docket PU-25-236 or, alternatively, to enter protective relief (filed Aug. 6, 2025) (Dkt. 20);
2. PSC's motion to modify briefing schedule (filed Sept. 22, 2025) (Dkt. 102); and
3. Utilities' (OTP/MDU) request for extension of time (filed Sept. 24, 2025) (Dkt. 112).

In light of the statutory timeline now running in PSC Docket PU-25-236—with any hearing no sooner than October 31, 2025, under N.D.C.C. § 49-22-16(2)(d)—Appellants respectfully request a ruling on the papers.

If the Court is inclined to modify the briefing schedule for any Appellee, Appellants request entry of the [Alternative Proposed] Order Granting in Part Appellees' Motions/Requests to Modify Briefing Schedule and Imposing Protective Relief previously submitted so that uniform protective conditions apply across Appellees (filed Sept. 24, 2025) (Dkt. 116).

Appellants remain prepared to proceed under the Court's September 10, 2025 expedited schedule and to submit under N.D.R.Ct. 9.1 as the Court directs.

Dated: September 25, 2025

Respectfully submitted,

By: /s/ Douglas J. Nill

Douglas J. Nill (ND # P00392)

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