



# Public Service Commission

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701-328-2400  
ndpsc@nd.gov

14 January 2025

Hope L. Hogan, Director  
Office of Administrative Hearings  
2911 North 14th Street – Suite 303  
Bismarck, ND 58503

Re:  
Flickertail Solar Project, LLC  
Flickertail Solar Project – Richland County  
Siting Application  
Case No. PU-24-351


Dear Ms. Hogan:

Enclosed is a request for an Administrative Law Judge for the above 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: Mollie Smith (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 Flickertail Solar Project, LLC, Flickertail Solar Project - Richland County, Siting Application,  
PSC Case No. PU-24-351

(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 08 October 2024, Flickertail Solar Project, LLC filed an application for certificate of site compatibility for a solar energy conversion facility and associated facilities..

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	Address	Telephone Number
See Attached		
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

1/14/2025

Signature of Requesting Person

Telephone Number

X

(701) 328-2421

Attachment  
Request for ALJ  
14 January 2025

Re:  
Flickertail Solar Project, LLC  
Flickertail Solar Project – Richland County  
Siting Application  
Case No. PU-24-351

<b>AGENCY</b> North Dakota Public Service Commission  <b>Representation</b> John Schuh General Counsel	<b>Address</b> 600 E. Blvd. Ave. Dept. 408 Bismarck, ND 58505-0480	<b>Telephone Number</b> 701-328-2400  701-328-2421
<b>PARTY</b> Flickertail Solar Project, LLC  <b>Representation</b> Mollie Smith	<b>Address</b> 422 Admiral Blvd Kansas City, MO 64106  Fredrickson & Bryon, P.A. 200 S. 6 <sup>th</sup> St. Ste 4000 Minneapolis, MN 55402-1425	<b>Telephone Number</b> 816-266-6384  612-492-7270