

November 1, 2024

Via Electronic Mail & Hand Delivery

Mr. Steve Kahl
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480
ndpsc@nd.gov

**In re: Applied Digital Corporation
Supplemental Information
Case No. PU-24-359
Our File No. 012755-000005**

Dear Mr. Kahl:

I am writing on behalf of my client Applied Digital Corporation (“Applied Digital”). The below information is provided in response to discussions with Commission staff that have occurred since Applied Digital’s October 29th filing. Commission staff inquired as to the status of local zoning authority over the onsite back up emergency generation that will support the Ellendale Data Center referenced in Applied Digital’s Expedited Request for Approval of Temporary Variance for Construction Activities Pursuant to N.D.C.C. § 49-22-25 (the “Variance”). *See* Case No. PU-24-359, Docket No. 1.

The site for the onsite back up emergency generators (the “Project”) discussed in the Variance is adjacent to the Ellendale Data Center located in Ellendale Township in Dickey County. There are no existing sound regulations or township or county zoning ordinances applicable to the construction and operation of the Project. Throughout the development of the Ellendale Data Center, Applied Digital has been in contact with the City of Ellendale, Ellendale Township, and Dickey County and neither has identified any existing zoning ordinances, building permits, or noise regulations that govern development on the site. As background, since 2022, Applied Digital has held several townhalls to engage with the community and has published notice of these events in the local newspaper and posted notice at the County building. Applied Digital regularly communicates with the City of Ellendale, Ellendale Township, and Dickey County regarding the Ellendale Data Center and remains engaged at the local level.

Please feel free to contact me if you have any questions. Thank you.

Sincerely,



Casey A. Furey

CAF/lh

cc: Todd Gale (via email)
 Nick Phillips (via email)
 Logan Caldwell (via email)
 Victor Schock (via email)
 John Schuh (via email)