

November 27, 2024

***Via Electronic Mail & U.S. Mail***

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

**In re: Northern Divide Energy Storage, LLC  
Corporate Papers**

Dear Mr. Kahl:

Enclosed for filing on behalf of Northern Divide Energy Storage, LLC, please find the following:

- 1) North Dakota Certificate of Good Standing;
- 2) Delaware Certificate of Good Standing; and,
- 3) Delaware Certificate of Formation.

Please feel free to contact me with any questions. Thank you.

Sincerely,

*/s/ Casey A. Furey*

Casey A. Furey

CAF/lh

Enc.

cc: Victor Schock (via email)  
Tracy Davis (via email)  
Erik Edison (via email)

# *State of North Dakota* SECRETARY OF STATE



## Certificate of Good Standing of Northern Divide Energy Storage, LLC

SOS Control ID#: 0006870983

Certificate #: 026227021-1

The undersigned, as Secretary of State of the state of North Dakota, hereby certifies that, according to the records of this office,

Northern Divide Energy Storage, LLC

a Limited Liability Company - Business - Foreign was formed under the laws of DELAWARE and filed with this office effective November 14, 2024. This entity has, as of the date set forth below, complied with all applicable North Dakota laws.

ACCORDINGLY, the undersigned, as such Secretary of State, and by virtue of the authority vested in him by law, hereby issues this Certificate of Good Standing.

DATE: November 21, 2024

A handwritten signature in black ink that reads "Michael Howe".

Michael Howe  
Secretary of State

# Delaware

## The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "NORTHERN DIVIDE ENERGY STORAGE, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE TWENTY-FIRST DAY OF NOVEMBER, A.D. 2024.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "NORTHERN DIVIDE ENERGY STORAGE, LLC" WAS FORMED ON THE TENTH DAY OF APRIL, A.D. 2024.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN ASSESSED TO DATE.



A handwritten signature in black ink, appearing to read "JBULLOCK", is written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed in a small font.

3426234 8300

SR# 20244276210

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

Authentication: 204933014

Date: 11-21-24

# Delaware

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The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "NORTHERN DIVIDE ENERGY STORAGE, LLC", FILED IN THIS OFFICE ON THE TENTH DAY OF APRIL, A.D. 2024, AT 5:07 O`CLOCK P.M.



  
Jeffrey W. Bullock, Secretary of State

3426234 8100  
SR# 20241397322

Authentication: 203226651  
Date: 04-10-24

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

**STATE OF DELAWARE  
LIMITED LIABILITY COMPANY  
CERTIFICATE OF FORMATION  
OF**

**NORTHERN DIVIDE ENERGY STORAGE, LLC**


The undersigned, an authorized natural person, for the purpose of forming a limited liability company under the provisions and subject to the requirements of the laws of the State of Delaware (including Chapter 18, Title 6 of the Delaware Code and the acts amendatory thereof and supplemental thereto, and known, identified, and referred to as the "Delaware Limited Liability Company Act"), hereby certifies that:

**FIRST:** The name of the limited liability company (hereinafter called the "limited liability company") is **Northern Divide Energy Storage, LLC**.

**SECOND:** The address of the registered office and the name and address of the registered agent of the limited liability company required to be maintained by Section 18-104 of the Delaware Limited Liability Company Act are:

NextEra Registered Agency, LLC  
1100 N. Market Street, 4<sup>th</sup> Floor  
Wilmington, Delaware 19890

Executed this day, April 10, 2024.

  
\_\_\_\_\_  
By: Jason B. Pear  
An Authorized Person

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 05:07 PM 04/10/2024  
FILED 05:07 PM 04/10/2024  
SR 20241397322 - File Number 3426234