

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Smith Contracting, Inc. vs. ND PSC
Burleigh County Dist. Court**

Civil No. 08-2011-CV-01887

**Buechler/Velva
2010 Construction
Project**

Case No. AM-10-37

NOTICE OF EXECUTIVE SESSION ON JANUARY 23, 2013

The North Dakota Public Service Commission has scheduled a work session for the captioned case on **January 23, 2013, at 3:00 p.m. CST in the Public Service Commission Hearing Room,** 12th Floor, State Capitol, 600 East Blvd. Ave., Bismarck, North Dakota. In the event that any or all of the members of the governing body participate in the meeting by telephone or video, a speakerphone or monitor will be available at the location noted.

At the time this notice is being prepared, the January 23, 2013, work session is for the purpose of attorney consultation on the captioned case currently in litigation. The case may be discussed in an executive session. The legal authority for closing this work session is North Dakota Century Code Chapter 44-04, including N.D.C.C. §§ 44-04-19.1 and 19.2.

In a closed meeting, the Commission's discussion will be limited to the topic and executive session described above.

Date of Notice: January 22, 2013.

Name of Person Preparing Notice: Illona A. Jeffcoat-Sacco, General Counsel