

November 5, 2010

To All Parties as Listed on the Attached
E-Docket Service List

Re: *In the Matter of the Application for a Route Permit for the
Fargo to St. Cloud 345 kV Transmission Line Project*
OAH Docket No. 15-2500-20995-2
PUC No. E-002/TL-09-1056

Dear Parties:

I have received a request from St. John's Abbey and Avon Township to excuse their witnesses from appearance at the public hearings on November 16, 17 and 18, 2010. The basis for their requests is that their intervention is unrelated to the northern segment of the line, and a representative of each party will be present in the event that questions arise. I have not received any objections to their requests to date. If I do not receive any objection by the close of business on Tuesday, November 9, 2010, their requests will be granted.

I have also received a request from NoCapX, U-CAN and NoRCA for subpoenas for two state employees. I am reluctant to subpoena state employees if they are willing to testify. Ms. Overland, would you please let me know if you have made efforts to obtain the cooperation of the witnesses. If they refuse to appear without a subpoena, I will consider your request. If there is a need to set a definite time for their testimony, we can discuss that when all parties are present at the public hearings. I am sure we can find a time that will be mutually agreeable.

It would be helpful if all parties who prefiled testimony would appear at the first public hearing about 30 to 45 minutes before it convenes so that the prefiled testimony can be marked by the court reporter. I will ask each party to offer that testimony at the start of the public hearing, and it will be received absent objection from any party. If there is an objection, the testimony will not be

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received until the objection can be addressed at the evidentiary hearing.

Also, please note that Judge Mihalchick will preside at the public hearings on November 18, 2010, in Alexandria.

Sincerely,

s/Beverly Jones Heydinger

BEVERLY JONES HEYDINGER
Administrative Law Judge

Telephone: (651) 361-7838

BJH:nh