

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE PUBLIC UTILITIES COMMISSION

In the Matter of the Application of Great River Energy, Northern States Power Company (d/b/a Xcel Energy) and others for Certificates of Need for the Cap X 345–kV Transmission Projects.

**NOTICE AND ORDER TO SHOW CAUSE**  
-  
**PRAIRIE ISLAND INDIAN COMMUNITY**

To: Philip R. Mahowald, General Counsel  
Peter R. Jones, Assistant General Counsel  
Prairie Island Indian Community

On December 5, 2007, a Petition to Intervene in this proceeding was filed on behalf of the Prairie Island Indian Community. That Petition was not opposed, and was granted, based on the representation that the Prairie Island Indian Community would provide relevant information and an independent perspective in this matter. More specifically, the Petition stated that “the Community plans to be heavily involved in this proceeding to ensure that the transmission capacity is needed, as well as to ensure that the impact on the Community is minimized.” (Footnote omitted.) However, Prairie Island Indian Community has failed to file testimony, failed to be present to hear the public testimony, and failed to attend any of the evidentiary hearing to cross-examine the Applicants’ witnesses to this proceeding. Despite its failure to participate, Prairie Island Indian Community has not notified the undersigned of its intention to withdraw as a party. In light of its failure to participate in the proceeding,

IT IS HEREBY ORDERED:

1. By **August 16, 2008**, the Prairie Island Indian Community shall file a Memorandum and Supporting Affidavit specifying the relevant information that it intends to offer into the record during the evidentiary hearing, a detailed explanation of the role that it intends to play in evaluating the evidence provided, and explaining why it should remain as a full party, or requesting withdrawal as a party.

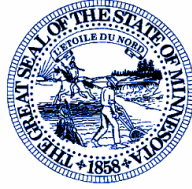
2. Nothing in this Order shall prohibit Prairie Island Indian Community from submitting public comments by **September 26, 2008**.

Dated: August 4, 2008

s/Beverly Jones Heydinger

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BEVERLY JONES HEYDINGER  
Administrative Law Judge



## MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS

600 North Robert Street  
Saint Paul, Minnesota 55101

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P.O. Box 64620  
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August 4, 2008

To All Individuals on the Attached Service List

**Re: *In the Matter of the Application of Great River Energy,  
Northern States Power Company (d/b/a Xcel Energy) and  
others for Certificates of Need for the Cap X 345-kV  
Transmission Projects; PUC Docket No. CN-06-1115;  
OAH Docket No. 15-2500-19350-2***

Dear Parties:

The documents listed below have been filed with the E-Docket system and served as specified on the attached service list.

Notice and Order to Show Cause – Prairie Island Indian Community

Notice and Order to Show Cause – United Citizens Action Network

Sincerely,

s/Beverly Jones Heydinger

BEVERLY JONES HEYDINGER  
Administrative Law Judge

Telephone: (651) 361-7838

BJH:nh

**In the Matter of the Application of Great River Energy, Northern States Power Company (d/b/a/ Xcel Energy) and others for Certificates of Need for the Cap X 345-kV Transmission Projects**

PUC Docket No. CN-06-1115

OAH Docket No. 15-2500-19350-2

**OAH Service List as of July 23, 2008**

All Parties have agreed to E-File documents at: [www.edockets.state.mn.us](http://www.edockets.state.mn.us). Filing with edockets shall constitute service on the Public Utilities Commission, the Department of Commerce and the Office of Administrative Hearings.

As of this date, all parties have agreed to accept service by e-mail at the e-mail addresses listed. However, where indicated, parties have requested that the e-mail be followed by mail or delivery of a hard copy.

In the event that a pleading or attachment cannot be filed and served electronically, it must be filed and served on each of the parties at the addresses listed.

Documents that contain trade secret or nonpublic data may be e-filed, but may not be copied or served electronically.

<p>Burl W. Haar (E-file or 15 copies)          Minnesota Public Utilities Commission          350 Metro Square Building          121 Seventh Place East          St. Paul, MN 55101-2147          Fax: 651-297-7073</p>	<p>Beverly Jones Heydinger (E-file or Original, plus e-mail and one hard copy, excluding IR Responses)*          Office of Administrative Hearings          600 North Robert Street          PO Box 64620          St. Paul, MN 55164-0620          Tele: 651-361-7838</p>
<p>Sharon Ferguson (E-file or 4 copies):          Minnesota Department of Commerce          85 Seventh Place East, Suite 500          St. Paul, MN 55101          Tele: 651-297-3652</p>	<p>Julia Anderson          Assistant Attorney General          445 Minnesota Street, Suite 1500          St. Paul, MN 55101          Tele: 651-296-8703</p>
<p>Michael C. Krikava,          Lisa M. Agrimonti and          Catherine A. Biestek          Attorneys at Law          Briggs and Morgan, PA          80 South Eighth Street          2200 IDS Center          Minneapolis, MN 55402</p>	<p>Priti R. Patel          Assistant General Counsel          Northern States Power Company          414 Nicollet Mall          Minneapolis, MN 55401</p>

<p>Keith L. Beall Senior Attorney – State Regulatory Midwest ISO Legal Department PO Box 4202 Carmel, IN 46082 Tele: 317-249-5400</p>	<p>George Crocker, Executive Director PO Box 174 Lake Elmo, MN 55042 Tele: 651-770-3861</p>
<p>Philip Mahowald, General Counsel and Peter Jones, Assistant General Counsel 5636 Sturgeon Lake Road Welch, MN 55089 Tele: 651-267-4006</p>	<p>Elizabeth Goodpaster, Staff Attorney Mary W. Marrow, Staff Attorney Minnesota Center for Environmental Advocacy 26 East Exchange Street, Suite 206 St. Paul, MN 55101 Tele: 651-223-5969</p>
<p>Carol Overland Attorney at Law Overland Law Office PO Box 176 Red Wing, MN 55066</p>	<p>Paula Goodman Maccabee Just Change Consulting 1961 Selby Avenue Saint Paul, MN 55104 Tele: 651-646-8890 (office) 651-775-7128 (cell)</p>
<p>Christopher K. Sandberg Lockridge Grindal Nauen Suite 2200 100 Washington Avenue South Minneapolis, MN 55401 Tele: 612-339-6900 Fax: 612-339-0981</p>	<p>Russell Martin United Citizens Action Network 11600 East 270th Street Elko, MN 55020 Tele: 952-461-3352</p>
<p><b>Courtesy copy:</b> David Aafedt and John Knapp Attorneys at Law Winthrop &amp; Weinstine, PA 225 South Sixth Street, Suite 3500 Minneapolis, MN 55402-4629 Tele: 612-604-6400</p>	<p><b>Courtesy Copy (excluding IR's and IR responses):</b> Robert Cupit (One hard copy)* David Jacobson, Bret Eknes, Mike Kaluzniak, and Tricia DeBleekere Minn. Public Utilities Commission 350 Metro Square Building 121 Seventh Place East St. Paul, MN 55101-2147 Tele: 651-201-2255 Fax: 651-297-7073</p>

<p><b>Courtesy Copy (excluding IR's and IR responses):</b>  Janet Shaddix Elling  Shaddix and Associates  9100 W. Bloomington Freeway #122  Bloomington, MN 55431  Tele: 952-888-9187</p>	<p><b>Courtesy Copy (e-mail only):</b>  Lauren Ross McCalib  Great River Energy  17845 East Highway 10  P. O. Box 800  Elk River, MN 55330-0800</p>
<p><b>Courtesy Copy:</b>  Mike Michaud  Matrix Energy Solutions  N802 240th St.  Maiden Rock, WI 54750</p>	<p><b>Courtesy Copy:</b>  John Bailey  Institute for Local Self Reliance  1313 5th St. SE  Minneapolis, MN 55414</p>
<p><b>Courtesy Copy (e-mail only):</b>  Christy Brusven  Fredrikson &amp; Byron, P.A.  200 South Sixth Street, Suite 4000  Minneapolis, MN 55402-1425  Tele: 612-492-7412</p>	<p><b>Courtesy copy by e-mail (IR's and IR Responses only):</b>  Larry L. Schedin PE  LLS Resources, LLC  12 South Sixth Street, Suite 1137  Minneapolis, MN 55402  Tele: 651-223-5969  Fax: 651-223-5967</p>
<p><b>Courtesy copy (e-mail only):</b>  SaGonna Thompson  Xcel Energy  Government &amp; Regulatory Affairs  414 Nicollet Mall, 7<sup>th</sup> Floor  Minneapolis, MN 55401-1993</p>	<p><b>Courtesy copy (e-mail only):</b>  Beverly Topp  26045 Ipava Avenue W  Lakeville, MN 55044</p>
<p><b>Courtesy copy (e-mail only)</b>  Atina Diffley  Organic FarmingWorks Consulting  25498 Highview Avenue  Farmington, MN 55024</p>	
<p>*If there is a trade-secret version and a public version of the same document, only hard copies of the trade-secret version must be provided.</p>	

Electronic copies should be e-mailed to the following persons:

Atinagoe@frontiernet.net

bailey@ilsr.org  
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STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
ADMINISTRATIVE LAW SECTION  
P. O. BOX 64620  
ST. PAUL, MINNESOTA 55164-0620

**CERTIFICATE OF SERVICE**

<b>Case Title: <i>In the Matter of the Application of Great River Energy, Northern States Power Company (d/b/a Xcel Energy) and Others for Certificates of Need for the Cap X 345-kV Transmission Projects</i></b>	<b>OAH Docket No. 15-2500-19350-2 PUC Docket No. CN-06-1115</b>
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Nancy J. Hansen certifies that on the 4th day of August, 2008, she served a true and correct copy of the attached **Notice and Order to Show Cause – Prairie Island Indian Community and the Notice and Order to Show Cause – United Citizens Action Network** as specified on the attached service list, as of July 23, 2008.