

**BEFORE THE MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE
MINNESOTA 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

OAH Docket No. 15-2500-19350-2

PUC Docket No. CN-06-1115

**PRAIRIE ISLAND INDIAN COMMUNITY'S
MEMORANDUM IN RESPONSE TO ORDER TO SHOW CAUSE
AND REQUEST TO WITHDRAW AS A PARTY**

TO: The Honorable Beverly J. Heydinger, Administrative Law Judge, Office of
Administrative Hearings, 600 North Robert St., P.O. Box 64620, St. Paul, MN 55164-
0620

The Prairie Island Indian Community (“Community”) respectfully responds to the Notice and Order to Show Cause dated August 4, 2008. The Community petitioned to intervene in this proceeding on December 5, 2007. As set forth in the Community’s Petition to Intervene, one of the Community’s interests and concerns was and remains the applicants’ alternative proposal to site the proposed transmission line at the Prairie Island substation. Because the Community’s limited resources have been and will be focused on other proceedings in the Minnesota Public Utilities Commission and the Nuclear Regulatory Commission, it has not participated in the Certificates of Need proceeding to the extent it originally anticipated. While the Community has and continues to monitor this CON proceeding, it has not filed testimony or participated in the evidentiary hearing, and, given the present demands of the other proceedings, it is unlikely that the Community will do so.¹ We apologize for any confusion or inefficiencies that this has

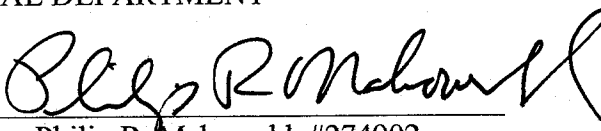
¹ The Community does intend to, and seeks to preserve its ability to, participate in the routing proceeding.

caused. We also appreciate the Administrative Law Judge's acknowledgement that the Community may submit public comments by September 26, 2008.

Accordingly, and in response to the Administrative Law Judge's Order to Show Cause, the Prairie Island Indian Community respectfully requests to withdraw as a party in the above-referenced proceeding.

Dated: August 15, 2008

PRAIRIE ISLAND INDIAN COMMUNITY
LEGAL DEPARTMENT

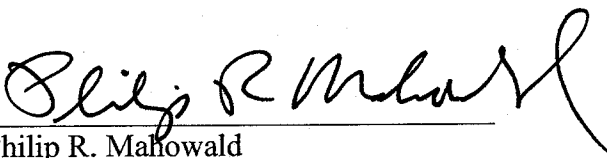
By: 
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Attorneys for the Prairie Island Indian Community

CERTIFICATE OF SERVICE

Philip R. Mahowald certifies that on the 15th day of August, 2008, he served via e-mail a true and correct copy of the Prairie Island Indian Community's Memorandum in Response Order to Show Cause and Request to Withdraw as a Party as specified on the OAH Service List as of July 23, 2008.


Philip R. Mahowald