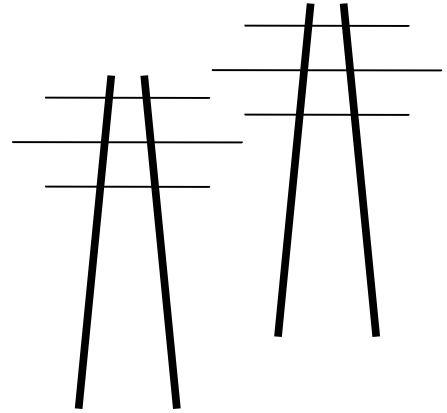


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September 29, 2010

Richard Luis, Administrative Law Judge  
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RE: Response to DNR to Subpoena Requests  
CapX Brookings Remand  
PUC Dockets: 08-1474

Dear Judge Luis and Mr. Iverson:

I've received and reviewed the DNR response to our subpoena requests. Based upon this letter, and in the interest of preventing redundancy and duplicative testimony, NoCapX and United Citizens Action Network withdraw their request for a subpoena of Richard Baker and Lisa Joyal. Our Subpoena Requests for Ms. Schrenzel and Ms. Gelvin-Innvaer remain outstanding.

Our goal is to secure testimony in the evidentiary hearing record. Perhaps that could be done on the 5<sup>th</sup> in Belle Plaine?

Mr. Iverson – Thank you for this clarification. Please provide a confidentiality agreement for execution to both protect this information and to facilitate entry of this important information into the record. I'm on the road for CapX DEIS meetings in the Fargo-St. Cloud docket, and have limited access.

Judge Luis – Again, thank you for your consideration of our Subpoena requests.

Very truly yours,

Carol A. Overland  
For

NoCapX 2020 and United Citizen Action Network