

**STATE OF MINNESOTA
IN COURT OF APPEALS**

In the Matter of Xcel Energy's Application
for a Route Permit for the CapX2020
Hampton-Rochester-La Crosse High
Voltage Transmission Line

**JOINT STIPULATION FOR
DELIVERY OF TRANSCRIPT AND
BRIEFING SCHEDULE**

A12-1607
A12-1632

Comes now Petitioner/Relator Oronoco Township, Petitioners/Relators St. Paul's Lutheran School and Church and Cannon Falls Landowners, Respondents No CapX2020 and Laymen for Christ o/o of Woodland Camp, Respondent Northern States Power Company, and Respondent Minnesota Public Utilities Commission, which do hereby stipulate and agree as follows:

1. Minnesota Public Utilities Commission ("Commission") Docket Number 09-1448 shows that the transcripts relevant to and necessary for this appeal have been filed as follows:

<u>Document ID</u>	<u>Document Type</u>	<u>Received Date</u>
20125-74492-01	Transcripts—Incorrect-See Corrected Transcript Submitted 5/9/12, or PUC Proceedings Held on 4-12-12 St. Paul, MN	05/07/2012
20125-74571-01	Transcripts—Correcting Typo in Transcript, Transcript Efiled on 05-07-12 is Incorrect – Transcript of Proceedings Held on April 12, 2012	05/09/2012
20127-76625-01	Transcripts—Public Hearing – Pine Island – 6-15-11 at 6:30 pm	07/10/2012
20127-76626-01	Transcripts—Public Hearing – Canon Falls – 6-16-11 at 1:30 pm	07/10/2012
20127-76627-01	Transcripts—Public Hearing – Canon Falls – 6-16-11 at 6:30 pm	07/10/2012

<u>Document ID</u>	<u>Document Type</u>	<u>Received Date</u>
20127-76623-01	Transcripts—Public Hearing – Pine Island – 6-16-11 at 1:30 pm	07/10/2012
20127-76630-01	Transcripts—Evidentiary Hearing – Vol 2 – St. Paul – 6-21-11 at 9:00 am	07/10/2012
20127-76620-01	Transcripts—Public Hearing – Plainview – 6-14-11 at 6:30 pm	07/10/2012
20127-76622-01	Transcripts—Public Hearing – Plainview – 6-14-11 at 1:30 pm	07/10/2012
20127-76687-01	Transcripts—Evidentiary Hearing – Vol 1 – St. Paul – 6-20-11 at 9:30 am	07/11/2012
20127-76687-02	Transcripts—Evidentiary Hearing – Vol 3 – St. Paul – 6-24-11 at 9:30 a.m.	07/11/2012

2. The above-listed transcripts have been delivered and/or are available to each party to the appeal. A transcript is not necessary to review the issues on appeal because the transcript has been prepared of the prehearing conference, public and evidentiary hearings and agency decisional hearings in this matter, and, as above, the original transcript is part of the record and is on file with the PUC. These transcripts, and the record, will be transmitted to the Court of Appeals under Rule 115.04, subd. 5. Trout Unlimited, Inc. v. Minn. Dep’t of Agriculture, 528 N.W. 2d 903, 908 (Minn. App. 1995) (all documents “available and in the possession of” the agency are part of the record.).

3. Because of confusion with respect to the transcript, and in order to avoid deadlines on or near intervening holidays, the parties further agree and respectfully request that the Court order the following briefing schedule:

- a. Petitioners/Relators’ briefs shall be filed and served on or before November 28, 2012;

- b. Respondents' briefs shall be filed and served within 30 days after service of the last Petitioner/Relator's brief; and
- c. Petitioners/Relators' reply briefs shall be filed and served within ten days after service of the last Respondent's brief.

4. Due to the varying geographic locations of the parties and their counsel, the parties agree that this Stipulation may be executed in one or more counterparts, all of which shall be considered one and the same Stipulation, and a copy of a party's signature shall have the same effect as an original signature. This Stipulation shall become effective when one or more counterparts have been signed by each of the parties hereto, and the Court orders its approval of the Stipulation.

Dated: October __, 2012

MALKERSON GUNN MARTIN LLP

By: _____

Phillip R. Krass (#58051)
Rachel R. Myers (#0386915)
220 South Sixth Street
Suite 1900
Minneapolis, MN 55402
Telephone: (612) 344-1111
*Attorneys for Petitioner Oronoco
Township*

Dated: October __, 2012

BRIGGS AND MORGAN

By: _____

Lisa Agrimonti (#272474)
Valerie T. Hering (#336865)
2200 IDS Center
80 South Eighth Street
Minneapolis, MN 55402
Telephone: (612) 977-8400
*Attorneys for Respondent Northern States
Power Company, a Minnesota
Corporation*

Dated: October 15, 2012

LEGALECTRIC – OVERLAND LAW OFFICE

By: Carol A Overland

Carol A. Overland (#254617)
1110 West Avenue
Red Wing, MN 55066
Telephone: (612) 227-8638
*Attorneys for Petitioners St. Paul's Lutheran
School and Church and Cannon Falls
Landowners and Respondents No CapX 2020
and Laymen for Christ o/o Woodland Camp
Minnesota Public Utilities Commission*

Dated: October __, 2012

**MINNESOTA OFFICE OF THE ATTORNEY
GENERAL**

By: _____

Gary Cunningham (#0180610)
Assistant Attorney General
445 Minnesota Street, Suite 1100
St. Paul, MN 55101
Telephone: (651) 757-1217
*Attorneys for Respondent Minnesota Public
Utilities Commission*