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THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

In the Matter of Otter Tail Power Company  
on Behalf of Big Stone II Co-Owners for an  
Energy Conversion Facility Permit for the  
Construction of the Big Stone II Project

Docket No. EL 05-022

STIPULATION REGARDING  
APPEARANCE OF WITNESSES

The parties have conferred regarding the necessity of calling certain witnesses to appear at the final hearing in this docket, presently scheduled to occur June 26 through June 30. Because it appears that the direct testimony provided by Janelle Johnson, Anne Ketz and Tina Pint is not disputed or otherwise at issue in this proceeding, in an effort to save time at the hearing and avoid unnecessary expense to bring said witnesses to Pierre, Big Stone II Co-owners ("Applicant"), Staff of the South Dakota Public Utilities Commission ("Staff"), Intervenors Minnesotans for an Energy Efficient Economy, Izaak Walton League of America - Midwest Office, Union of Concerned Scientists, and Minnesota Center for Environmental Advocacy (collectively referred to as "MCEA") and Mary Jo Stueve, pro se, agree and stipulate as follows:

1. Applicant witnesses Janelle Johnson, Anne Ketz and Tina Pint may submit affidavits certifying that their direct testimony in this matter filed on March 15, 2006 is true and correct and is the testimony they would give if called to testify at the final hearing in this matter. Accordingly, these witnesses need not appear at the final hearing to provide any live testimony.
2. Staff, MCEA and Mary Jo Stueve waive any cross examination of Applicant witnesses Janelle Johnson, Anne Ketz and Tina Pint.



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3. In the event any of the Commissioners wish to ask any questions of Applicant witnesses Janelle Johnson, Anne Ketz or Tina Pint, Applicant shall make arrangements for the witness to be available by telephone to provide responses.

Dated this 22 day of June, 2006



Thomas J. Welk  
Christopher W. Madsen  
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101 N. Phillips Avenue - #600  
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David L. Sasseville (156000)  
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LINDQUIST & VENNUM  
4200 IDS Center  
80 South 8th Street  
Minneapolis, MN 55402

Attorneys for Co-owners

Dated this \_\_\_\_\_ day of June, 2006

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Karen Cremer  
South Dakota PUC  
500 East Capitol Avenue  
Pierre, SD 57501

Attorney for Staff of Public Utilities  
Commission

Dated this \_\_\_\_\_ day of June, 2006

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Elizabeth I. Goodpaster  
MN Center for Environmental Advocacy  
26 E. Exchange Street #206  
St. Paul, MN 55101

Attorney for MCEA

Dated this 14 day of June, 2006



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Mary Jo. Stieve - pro se  
196 East 6<sup>th</sup> Street #401  
Sioux Falls, SD 57104

3. In the event any of the Commissioners wish to ask any questions of Applicant witnesses Janelle Johnson, Anne Ketz or Tina Pint, Applicant shall make arrangements for the witness to be available by telephone to provide responses.

Dated this \_\_\_\_\_ day of June, 2006

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Dated this 9<sup>th</sup> day of June, 2006

Attorneys for Co-owners

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*Karen E. Cremer*  
Karen Cremer  
South Dakota PUC  
500 East Capitol Avenue  
Pierre, SD 57501

Attorney for Staff of Public Utilities  
Commission

Dated this \_\_\_\_\_ day of June, 2006

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Elizabeth I. Goodpaster  
MN Center for Environmental Advocacy  
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St. Paul, MN 55101

Attorney for MCEA

Dated this \_\_\_\_\_ day of June, 2006

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Sioux Falls, SD 57104

3. In the event any of the Commissioners wish to ask any questions of Applicant witnesses Janelle Johnson, Anne Ketz or Tina Pint, Applicant shall make arrangements for the witness to be available by telephone to provide responses.

Dated this \_\_\_\_\_ day of June, 2006

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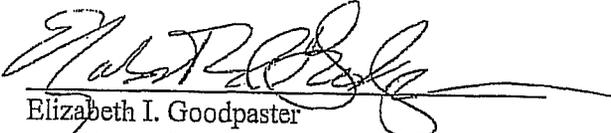
Dated this \_\_\_\_\_ day of June, 2006

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Karen Cremer  
South Dakota PUC  
500 East Capitol Avenue  
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Attorney for Staff of Public Utilities  
Commission

Dated this 16 day of June, 2006



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Elizabeth I. Goodpaster  
MN Center for Environmental Advocacy  
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Attorney for MCEA

Dated this \_\_\_\_\_ day of June, 2006

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