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September 30, 2020

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Montana Dakota Utilities Co.
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Askland Construction
Attn: Mr. Art Askland & Mr. Matt Askland
PO Box 9511
Rapid City, SD 57709
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RE: OC20-031 Hearing: November 17, 2020, 1:00 o'clock p.m. CDT
MAGT File: 7525

Dear Mr. Christensen and Mr. Askland:

Matt Askland d/b/a Askland Construction requested an evidentiary hearing in One Call Docket 20-031. As a result, and pursuant to the applicable South Dakota statutes, the One Call Board will conduct a contested case administrative hearing. A lawyer from this law firm will operate as the hearing examiner at that hearing.

As the hearing examiner, a lawyer from this firm will direct the process and make procedural and evidentiary rulings. The One Call Board members will hear the evidence presented at that hearing and then enter an Order based upon the record created at the hearing. The issue for consideration by the One Call Board at the hearing will be whether Matt Askland d/b/a Askland Construction had a legal obligation to maintain a minimal horizontal clearance of eighteen inches between the marked utilities and the cutting edge of their equipment; whether Matt Askland d/b/a Askland Construction had a responsibility to not conceal or attempt to conceal any damage, dislocation, or disturbance, or make any repair to the facility; and if so, whether civil penalties should be assessed.

The hearing is an evidentiary proceeding, and you are entitled to be represented by an attorney.

You must offer any photos or other documents you have as evidence at the hearing. I realize you may have previously filed these documents with the One Call Board. However, you need to be

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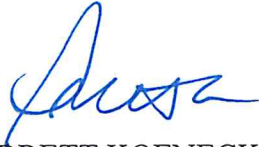
prepared to present them at the hearing. You must have enough copies for all board members and the hearing examiner (12 copies). You must verbally present your case at the hearing. Again, I realize you presented this information in writing previously. However, you must do so verbally at the evidentiary hearing. The opposing party and the One Call Board have the right to cross examination.

The hearing will take place via Zoom on November 17, 2020, at 1:00 o'clock p.m. CDT.

Please see the attached Notice of Hearing for additional information. While I am not able to speak with you about the facts of the case, please do not hesitate to contact me if you have any procedural questions.

Very truly yours,

MAY, ADAM, GERDES & THOMPSON LLP



BRETT KOENECKE
BK | jrw

CC: Larry Janes, One Call Executive Director
Codi Gregg, One Call Deputy Director
Karl Liepitz, MDU Resources Group, Inc.