

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

In the Matter of the Complaint by
Oak Tree Energy LLC against NorthWestern
Energy for refusing to enter into a Purchase
Power Agreement

EL 11-006
NorthWestern Energy's
Pre-Hearing Motions

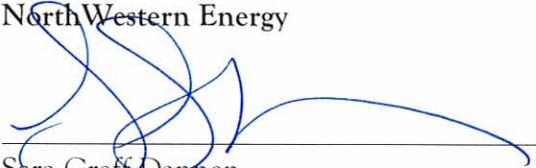
In accordance with the Commission's Second Amended Scheduling Order, NorthWestern Energy moves the Commission for an order:

- 1) Striking portions of the Rebuttal Testimony of J. Richard Lauckhart related to dockets before the Montana Public Service Commission and precluding similar testimony or evidence at hearing of this matter;
- 2) Striking portions of the Rebuttal Testimony of Michael Makens related to the expense of litigation, litigation as a "last resort," and allegations of bad-faith negotiations and precluding similar testimony or evidence at hearing of this matter; and
- 3) Striking the Rebuttal Testimony of Thomas K. Anson in its entirety.

NorthWestern is submitting a brief in support of these motions which provides the bases for striking and precluding each of the items requested.

Dated at Sioux Falls, South Dakota, this 2nd day of March, 2012.

NorthWestern Corporation d/b/a
NorthWestern Energy



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