Carol A. Overland Attorney at Law OVERLAND LAW OFFICE P.O. Box 176 Red Wing, MN 55066 overland@redwing.net

(612) 227-8638

Fax: call to arrange

September 20, 2006

Civil Division St. Louis County Sheriff 300 So. 5th Ave Virginia, MN 55792

RE:

Service of Subpoena for Hearing Testimony

In the Matter of a Petition by Excelsior Energy, Inc. ...

MPUC Docket E/6472/M-05-1993 OAH Docket 12-2500-17260-2

Dear Process Service Clerk:

Enclosed please find Subpoena of mncoalgasplant.com in the above-entitled matter, together with check for \$45.00 for the cost of service of the subpoena.

Please serve the enclosed cover letter and Hearing Subpoena on Sandy Layman, Iron Range Resources Board, 4261 Hwy. 53 South, Eveleth, MN 55738.

Please let me know if you have any questions or require anything further.

Very truly yours,

Carol A. Overland Attorney at Law

Enclosure

ec: mncoalgasplant.com, P.O. 1, Bovey, MN 55709

LEGALECTRIC, INC.
CAROL A. OVERLAND, ESQ.
PO BOX 176
RED WING, MN 55066
612-227-8638

PAYTOTHE ST. Loris Co. Shipiff \$45.00
RORDER OF ST. Loris Co. Shipiff \$4

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September 20, 2006

Sandy Layman Commissioner Iron Range Resources 4261 Hwy. 53 South Eveleth, MN 55738-0441

RE:

Service of Subpoena for Hearing Testimony

In the Matter of a Petition by Excelsior Energy, Inc. ...

MPUC Docket E/6472/M-05-1993 OAH Docket 12-2500-17260-2

herland

Dear Commissioner Layman:

Enclosed and herewith served upon you please find Hearing Subpoena in the above-entitled matter.

At this time, the Hearing is scheduled as described in the Subpoena, and we will be contacting you to arrange your testimony by telephone and will give best efforts to work out a mutually suitable time.

As with the prior Information Requests, the testimony requested will be regarding your Certification letter of November 2005, and information regarding infrastructure on Excelsior's proposed West site.

If you or Asst. A.G. Gunnar Johnson have any questions, please feel free to contact me.

Very truly yours,

Carol A. Overland Attorney at Law

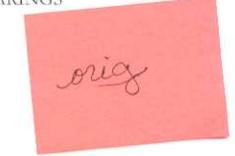


STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

HEARING SUBPOENA

TO: Sandy Layman
Commissioner
Iron Range Resources
4261 Hwy. 53 South
Eveleth, MN 55738-0441



GREETINGS:

YOU ARE HEREBY COMMANDED to lay aside all your business and excuses and to appear for testimony by phone before Administrative Law Judge Steve M. Mihalchick of the Office of Administrative Hearings of the State of Minnesota, at 121 – E. 7th St., in the City of St. Paul, Ramsey County, Minnesota, on a date to be arranged, likely during the week of November 27, 2006 (hearing dates currently set for November 20-22, 2006, continuing to November 27-December 1, 2006), at 9:00 o'clock in the morning or as soon thereafter as your testimony is required, to appear by phone as a witness In the Matter of a Petition by Excelsior Energy, Inc. for Approval of a Power Purchase Agreement under Minn. Stat. §216B.1694, and Determination of Least Cost Technology and Establishment of a Clean Energy Minimum Under Minn. Stat. §216B.1693; OAH Docket No. 12-2500-17260-2.

Pursuant to the authority granted at Minn. Stat. § 14.51, to the Honorable Raymond R. Krause, Chief Administrative Law Judge, at Minneapolis, Minnesota this 8th day of September, 2006.

RAYMOND R. KRAUSE

Chief Administrative Law Judge

612/341-7600

Subpoena requested by:

Carol A. Overland

612-227-8638