

STATE OF MINNESOTA
OFFICE OF THE ATTORNEY GENERAL



SPECIAL ATTORNEY APPOINTMENT

I, HUBERT H. HUMPHREY III, Attorney General of the State of Minnesota, by virtue of the authority vested in me by statute, and upon the written request of the Public Utilities Commission (hereinafter "PUC"), an agency of the State of Minnesota, do hereby constitute and appoint

*John Simonett
and the Law Firm of Greene Espel*

of Minneapolis, Minnesota, as Special Attorneys to serve at the pleasure of the Attorney General specifically to provide legal services to the PUC subject to the terms and conditions set forth:

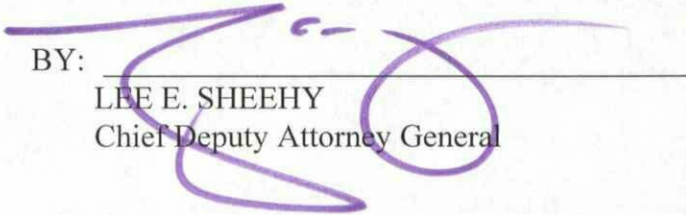
1. **DUTIES.** The Special Attorneys, who shall not be considered state employees and shall not be eligible for any state employee leave or other benefits except those expressly provided herein, shall provide legal advice to the Public Utilities Commission regarding allegations of ex parte communications between two PUC commissioners and Northern States Power Company representation in litigation by Special Attorneys. This representation shall not include representation in litigation proceedings, except by amendment of this appointment agreement.
2. **COMPENSATION AND EXPENSES.** As compensation for the satisfactory performance of the duties described, the Special Attorneys shall be compensated at a blended hourly billing rate for attorneys of one hundred twenty-five dollars (\$125.00) per hour. Legal assistants shall be billed the firm's hourly billable rate for the employee. The Special Attorneys shall be reimbursed for reasonable disbursements and travel expenses in accordance with the rules and regulations of the Minnesota Department of Employee Relations governing the travel of state officers and employees. All compensation and reimbursable expenses shall be paid by the PUC.
3. **BILLING STATEMENTS.** The Special Attorneys shall submit a monthly statement to the Attorney General in care of Lee Sheehy, Chief Deputy Attorney General, 102 State Capitol, St. Paul, MN 55155, setting forth in detail the activities and charges with respect to this appointment and the compensation due therefor. The statement shall include a description of the tasks performed, hours worked, disbursements made and expenses incurred. All statements for reimbursement of disbursements or expenses advanced shall include receipts for the claimed expenses or an explanation for how the expense is calculated. Upon review and approval of the statement, a copy will be forwarded to PUC for review and payment.
4. **AVOIDANCE OF CONFLICTS.** During the term of this appointment, the Special Attorneys shall not undertake legal work for PUC outside of the scope of this

appointment and shall not represent a party involved in a claim, dispute or transaction of any kind which would create a conflict of interest for the Special Attorneys or the State of Minnesota unless and until the Special Attorneys have informed the Attorney General or his delegate of the proposed representation and received his written approval to proceed. The Special Attorneys also agree to inform their clients in any case involving a potential conflict.

5. **STATE AUDITS.** All records, documents and accounting procedures and practices of the Special Attorneys relevant to this appointment shall be subject to examination by the Attorney General, the PUC, and the Legislative Auditor.
6. **TERM.** This appointment is effective February 25, 1997, may be terminated by either party at any time by the giving of seven (7) calendar days written notice, and shall remain in effect until so terminated.

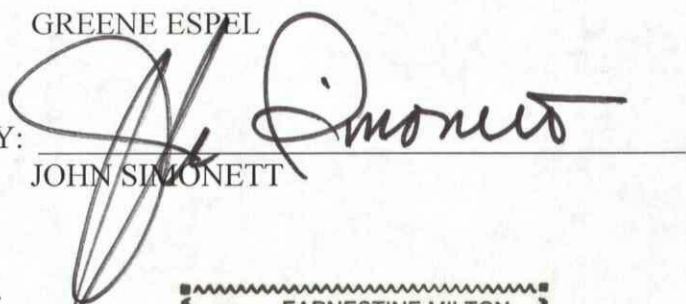
Executed in St. Paul, Minnesota, this 9 day of March, 1997.

HUBERT .H. HUMPHREY III
Attorney General

BY:  _____
LEE E. SHEEHY
Chief Deputy Attorney General

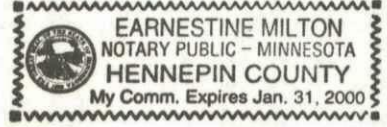
STATE OF MINNESOTA)
) ss.
COUNTY OF _____)

I, JOHN SIMONETT, individually, and for the firm of Green Espel, do swear that we will support the Constitutions of the United States and of the State of Minnesota and that we will faithfully discharge the duties of the position of Special Attorneys under the terms and conditions of this appointment to the best of our judgment and ability.

GREENE ESPEL
BY:  _____
JOHN SIMONETT

Subscribed and sworn to before me this 3rd day of March, 1997.


NOTARY PUBLIC
AG:22277 v1



INSTRUCTIONS

- Determine Statutory Authority
- Determine Powers and/or Duties
- Complete Form and Sign
- Submit to Secretary of State
- Send Copies to Affected Agencies
- Execute Separate Rescinding Orders for Previous Holder of this Position and Submit to the Secretary of State

DESIGNEE (INCLUDING TITLE)
 Mark Kinzie
 Cost of Care Supervisor
 Reimbursements

**DELEGATION/RECISION
 OF AUTHORITY**

2747

DEPARTMENT (BUREAU, AGENCY, ETC.) Department of Human Services	PERSON DELEGATING/RESCINDING (INCLUDING TITLE) David S. Doth, Commissioner
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I hereby delegate the following powers and/or duties to the above-named designee, effective: 10 28 96
 Month Day Year

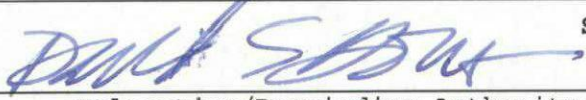

Authority Cited:

- Minn. Stat. 15.06, subd. 6
- Minn. Stat. 16B.06, subd. 2
- Minn. Stat. _____

- | | |
|--|--|
| <input type="checkbox"/> Sign Personnel Transactions | <input type="checkbox"/> Sign Payment Batch Cover Sheets |
| <input type="checkbox"/> Sign Payment Transactions | <input type="checkbox"/> Pick Up Payroll Warrants |
| <input type="checkbox"/> Sign Payroll Rosters | <input type="checkbox"/> Sign Purchasing Documents |
| <input type="checkbox"/> Execute Contracts | <input checked="" type="checkbox"/> Other (explain) |

To issue and modify orders determining amounts to be paid to the State of Minnesota for care and treatment of patients and residents in the regional treatment centers and state nursing homes, to compromise and satisfy claims for such amounts, and to initiate actions and present claims against those who are or may be liable for such amounts. It is my intent to delegate all the power and authority that I may have in connection with the enforcement and collection of claims arising under Minnesota Statutes, sections 246.50 to 246.55, 253B.11, 254B.06 and 251.011, subdivision 6, 252.27, 256B.14, and Minnesota Rules, parts 9515.1000 to 9515.2600, 9550.6200 to 9550.6240 and 9530.6800 to 9530.7030. This delegation is limited to representation of the State of Minnesota, under the supervision of James B. Campbell, Director, Reimbursement Division.

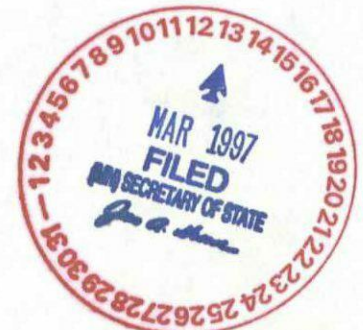
I hereby rescind all prior Delegations of Authority on file for the above named person, effective: 10 28 96
 Month Day Year

 _____ Delegating/Rescinding Authority	SIGNATURES  _____ Designee
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The Signature of the Commissioner of Administration is required only if the delegation is pursuant to M.S. 16B.06, subd. 2 (contracts).

Reserved for Use by the Secretary of State

SIGNATURE _____ Approved, Commissioner of Administration



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