

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER OF THE APPLICATION
BY PREVAILING WIND PARK, LLC FOR
A PERMIT OF A WIND ENERGY
FACILITY IN BON HOMME COUNTY,
CHARLES MIX COUNTY AND
HUTCHINSON COUNTY, SOUTH
DAKOTA, FOR THE PREVAILING
WIND PARK PROJECT**

**SUBPOENA FOR TESTIMONY
AT EVIDENTIARY HEARING
TO ERIC ELSBERRY**

EL 18-026

THE SOUTH DAKOTA PUBLIC UTILITIES COMMISSION TO:

Eric Elsberry
Bon Homme County Zoning Administrator
P.O. Box 629
Tyndall, South Dakota 57066

Pursuant to SDCL § 15-6-45, you are hereby commanded to attend the Evidentiary Hearing, held before the Public Utilities Commission of the State of South Dakota.

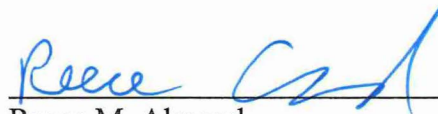
The Evidentiary Hearing will held in Room 513 of the Capitol Building, 500 East Capitol Avenue, Pierre, South Dakota; it will begin at 9:00 a.m. on Tuesday, October 9, 2018 and conclude on Friday October 12, 2018. Your attendance will be required October 9, 2018, to give testimony as a witness on the part of the Intervenor in the above-captioned action.

You are further advised that failure by any person without adequate excuse to obey a subpoena served on that person may be deemed to be in contempt of the Court from which the subpoena is issued.

Issued in the name of the South Dakota Public Utilities Commission, this 4th day of October, 2018.

Dated at Sioux Falls, South Dakota, this 4th day of October, 2018.

DAVENPORT, EVANS, HURWITZ &
SMITH, L.L.P.



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Lisa Schoenfelder*

CERTIFICATE OF SERVICE

The undersigned, one of the attorneys for Intervenor Gregg C. Hubner, Marsha Hubner, Paul M. Schoenfelder and Lisa A. Schoenfelder, certifies that a true and correct copy of the Subpoena was served on October 4, 2018, via email, upon the following persons listed on the South Dakota Public Utilities Commission's docket service list:

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<p>Ms. Sara Clayton Charles Mix County Auditor PO Box 490 Lake Andes, SD 57356 sclayton@charlesmixcounty.org</p>	<p>Mr. Keith Mushitz, Chairperson Charles Mix County Commission PO Box 490 Lake Andes, SD 57356 sclayton@charlesmixcounty.org</p>
<p>Mr. Sherman Fuerniss 40263 293rd Street Delmont, SD 57330 sol@midstatesd.net</p>	<p>Ms. Karen D. Jenkins 28912 – 410th Street Tripp, SD 57356 jenkinskd55@gmail.com</p>
<p>Mr. Gregg C. Hubner 29976 – 406th Avenue Avon, SD 57315-5446 gregghubner@gmail.com</p>	<p>Ms. Marsha Hubner 29976 – 406th Avenue Avon, SD 57315-5446 mjhubner@gmail.com</p>
<p>Mr. Paul M. Schoenfelder 40228 – 296th Street Wagner, SD 57380 paullisa5@msn.com</p>	<p>Ms. Lisa A. Schoenfelder 40228 – 296th Street Wagner, SD 57380 paullisa5@msn.com</p>

Dated this 4th day of October, 2018.

Reece M. Almond
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Marsha Hubner, Paul Schoenfelder and
Lisa Schoenfelder