

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER GRANTING REQUEST
BY AMBER CHRISTENSON, LINDA)	FOR PROCEDURAL SCHEDULE;
LINDGREN AND TIMOTHY LINDGREN)	ORDER GRANTING EXTENSION
AGAINST CROWNED RIDGE WIND LLC)	OF TIME TO RESPOND TO
REGARDING PROJECT SOUND LEVEL)	DATA REQUEST; ORDER
COMPLIANCE)	GRANTING MOTION TO
)	REQUIRE PREFILED
)	TESTIMONY
)	
)	CE22-001

On September 21, 2022, the South Dakota Public Utilities Commission (Commission) received a Complaint from Amber Christenson, Linda Lindgren, and Timothy Lindgren (Complainants) against Crowned Ridge Wind LLC (Crowned Ridge) alleging deficiencies in sound testing previously conducted by Crowned Ridge.

On September 22, 2022, the Commission electronically transmitted notice of the filing and the answer deadline of October 11, 2022, to interested persons and entities on the Commission's PUC Weekly Filings electronic listserv. Notice of the Complaint was sent to Crowned Ridge on October 11, 2022. On October 28, 2022, Crowned Ridge filed a Motion and Brief in Support of Motion to Dismiss Formal Complaint including attachments. On November 15, 2022, Commission Staff filed its Joinder of Motion to Dismiss. On December 5, 2022, Complainants filed responses to the Motion to Dismiss. On December 12, 2022, Commission Staff filed its Response to Opposition to Motion to Dismiss. On December 16, 2022, Crowned Ridge filed its Reply to Complainant's Response to Motion and Brief in Support of Motion to Dismiss Formal Complaint. On December 27, 2022, the Commission issued an Order Excluding Attachments; Order Denying Motion to Dismiss Formal Complaint. On March 9, 2023, Crowned Ridge filed an Objection to Discovery, Motion to Require Prefiled Testimony and Request for Proposed Procedural Schedule. On March 27, 2023, Complainant Lindgrens and Complainant Christenson individually filed an Opposition Response to Objection to Discovery and Motion for Prefiled Testimony.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 15-6, and 49-1, and ARSD 20:10:01.

At its regularly scheduled meeting on March 28, 2023, the Commission considered this matter. After hearing and considering the arguments of the parties received orally during the Commission meeting and in writing prior to the meeting, the Commission voted 2-1 to grant Crowned Ridge's Request for a Procedural Schedule, directing Commission Counsel to work with the parties to develop a procedural schedule by the next meeting, Commissioner Hanson dissenting. The Commission voted unanimously to grant Crowned Ridge's request for an extension of time pursuant to ARSD 20:10:01:14 to respond to Complainant Christenson's First Data Request until a procedural schedule has been established. The Commission further voted unanimously to grant Crowned Ridge's Motion to Require Prefiled Testimony. It is therefore

ORDERED, that Commission Counsel shall work with the parties to develop a procedural schedule by the next meeting. It is further

ORDERED, that Crowned Ridge's request for an extension of time pursuant to ARSD 20:10:01:14 to respond to Complainant Christenson's First Data Request until a procedural schedule has been established is granted. It is further

ORDERED, that Crowned Ridge's Motion to Require Prefiled Testimony is granted.

Dated at Pierre, South Dakota, this 3rd day of April 2023.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.

By: Adam Detrick

Date: 4/3/23

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Kristie Fiegen
KRISTIE FIEGEN, Chairperson

Gary Hanson
GARY HANSON, Commissioner
Dissenting in part

Chris Nelson
CHRIS NELSON, Commissioner