

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

<b>IN THE MATTER OF THE COMPLAINT FILED )</b>	<b>ORDER ESTABLISHING</b>
<b>BY AMBER CHRISTENSON, LINDA )</b>	<b>PROCEDURAL SCHEDULE</b>
<b>LINDGREN AND TIMOTHY LINDGREN )</b>	
<b>AGAINST CROWNED RIDGE WIND LLC )</b>	
<b>REGARDING PROJECT SOUND LEVEL )</b>	
<b>COMPLIANCE )</b>	<b>CE22-001</b>

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 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. On April 3, 2023, the Commission issued an Order Granting Request for Procedural Schedule; Order Granting Extension of Time to Respond to Data Request; Order Granting Motion to Require Prefiled Testimony with Commissioner Hanson dissenting in part. The Commission also directed Commission Counsel to work with the parties to establish a procedural schedule. On April 11, 2023, Crowned Ridge filed a Motion for Protective Order.

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. The Commission may rely upon any or all of these laws or other laws of this state in making its determination.

At its regularly scheduled meeting on April 13, 2023, the Commission considered the procedural schedule presented by Commission Counsel. After hearing argument from the parties, the Commission voted unanimously to adopt the proposed procedural schedule. It is therefore

ORDERED, that the procedural schedule shall be set as follows:

Pre-filed testimony on behalf of Complaints:	July 7, 2023
Respondent and Staff Pre-filed testimony:	August 7, 2023
Notice of depositions no later than:	August 11, 2023
Rebuttal testimony:	September 7, 2023
All depositions to be conducted by:	September 14, 2023
Final discovery to all Parties and Staff:	September 21, 2023
Responses to all final discovery:	October 4, 2023
Evidentiary Hearing dates:	October 11-12, 2023

It is further

ORDERED, that pre-filed testimony shall be filed for any witness in order to appear at the evidentiary hearing. It is further

ORDERED, that unless otherwise agreed to by the parties, responses to discovery are due 20 calendar days after service of any such discovery.

Dated at Pierre, South Dakota, this 19<sup>th</sup> day of April 2023.

<b>CERTIFICATE OF SERVICE</b>
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: <u>Adam Detrick</u>
Date: <u>4/19/23</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Kristie Fiegen  
KRISTIE FIEGEN, Chairperson

Gary Hanson  
GARY HANSON, Commissioner

Chi Nelson  
CHRIS NELSON, Commissioner