

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE  
COMPLAINT BY JUHL ENERGY, INC.  
AGAINST NORTHWESTERN  
CORPORATION DBA  
NORTHWESTERN ENERGY FOR  
ESTABLISHING A PURCHASE  
POWER AGREEMENT

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JUHL ENERGY'S RESPONSES TO  
STAFF'S THIRD SET OF DATA  
REQUESTS TO JUHL ENERGY

EL16-021

3-2) Please refer to Page AMM-4, lines 6-15 of the direct testimony of Ms. Mueller.

a) Does Juhl Energy agree with Ms. Mueller's description of the current status of the Brule County Wind interconnection request? Please explain.

*Response:* (Corey Juhl)

No. Juhl Energy does not agree that the Brule County Wind Project is "on hold." SPP has received all of the required information and data related to the Affected System Study Agreement and Juhl expects to receive results by or before 1/31/2017. Furthermore, Juhl does not understand how any Interconnection related items are relevant to our Complaint, especially since 18 C.F.R. §358.2 appears to prohibit NorthWestern's transmission department from attempting to disadvantage or prejudice Juhl in this proceeding. In addition, it also appears that NorthWestern's transmission department is not "functioning independently" of its non-transmission business, which is again apparently prohibited by 18 C.F.R. § 358.2. Finally, NorthWestern appears to have violated 17 C.F.R. § 358.2 by disclosing or attempting to disclose, non-public information about the Juhl projects directly or through a conduit. NorthWestern's transmission department's attempt to influence the outcome of this case against the supply side of NorthWestern's business is of great concern to Juhl, and should be to the Commission. As noted above in response to request 3-1) a), as of this writing it has been 416 days since Juhl attempted to interconnect with NorthWestern's system, leading Juhl to believe there has been inappropriate coordination between NorthWestern's transmission department and its non-transmission functions.

b) Please provide an update on the status of Affected System Study Agreement.

*Response:* (Corey Juhl).

Brule County Wind has signed and completed the requirements of the Affected System Study Agreement with SPP. The final results of the Affected System Study are expected on or before 1/31/2017.