STATE OF SOUTH DAKOTA) : SS. COUNTY OF CLARK)

IN CIRCUIT COURT

THIRD JUDICIAL CIRCUIT

* *

CROCKER WIND FARM, LLC,

Petitioner,

-vs-

THE CLARK COUNTY COMMISSION AND THE CLARK COUNTY COMMISSION ACTING AS THE CLARK COUNTY BOARD OF ADJUSTMENT,

Respondent.

12 CIV 17-17

ORDER DENYING PETITIONER'S MOTION FOR PARTIAL SUMMARY JUDGMENT

* *

Petitioner filed a Motion for Partial Summary Judgment. On August 14, 2017, the Motion came on for hearing before the Court, the Honorable Carmen Means, presiding. Petitioner appeared through its attorneys, Brian J. Donahoe and Brett M. Koenecke. Respondent appeared through its attorney, Jack H. Hieb. The Court having heard the arguments of counsel, having examined the pleadings and other evidence which has been made a part of the record, and being otherwise fully advised in the premises; now, therefore, it is hereby

ORDERED that Petitioner's Motion for Partial Summary Judgment is DENIED.

Attest:
Aguayo, Tracy
Clerk/Deputy

BY THE COURT:

Signed: 8/15/2017 10:23:00 AM

Carmen Means

Circuit Court Judge

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