

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE APPLICATION BY
CROCKER WIND FARM, LLC FOR A
PERMIT OF A WIND ENERGY FACILITY
AND A 345 KV TRANSMISSION LINE IN
CLARK COUNTY, SOUTH DAKOTA, FOR
CROCKER WIND FARM

EL17-028
MOTION FOR WAIVER OF ARSD
20:10:22:39

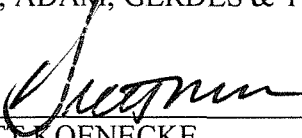
COMES NOW, the Applicant, Crocker Wind Farm, LLC, through one of its attorneys of record Brett Koenecke of May, Adam, Gerdes & Thompson LLP and requests the Commission waive or defer the requirements of ARSD 20:10:22:39 to the extent the rule requires the filing of written testimony with its SDCL 49-41B application. In support of this Motion and the Applicant states as follows:

1. On July 25, 2017 Crocker Wind Farm, LLC filed an application for a permit of a wind energy facility and a 345 kV Transmission Line.
2. ARSD 20:10:22:39 requires that “an applicant shall also file all...related testimony which the applicant intends to submit in support of its application. The application shall specifically show the witnesses supporting the information contained in the application.”
3. Crocker Wind Farm, LLC intends to submit complete and robust written testimony from the appropriate witnesses to support its application. However, it requests the opportunity to file said testimony at a later date pursuant to a Commission Scheduling Order.
4. To facilitate complete and effective written testimony, Crocker Wind Farm, LLC proposes to submit written testimony after working with the Commission Staff and the public to identify particular areas of concern or question.

WHEREFORE, the above captioned Applicant respectfully requests the Commission enter an order waiving or deferring the requirement in ARSD 20:10:22:39 that written testimony be filed with the application and ordering the Applicant to submit written testimony pursuant to any scheduling order issued by this Commission.

Dated this 30 day of August, 2017.

MAY, ADAM, GERDES & THOMPSON LLP

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