

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

IN CIRCUIT COURT  
THIRD JUDICIAL DISTRICT

IN THE MATTER OF THE APPLICATION  
BY DAKOTA RANGE I, LLC AND  
DAKOTA RANGE II, LLC FOR A PERMIT  
OF A WIND ENERGY FACILITY IN  
GRANT COUNTY AND CODINGTON  
COUNTY, SOUTH DAKOTA, FOR THE  
DAKOTA RANGE WIND PROJECT  
PUC DOCKET EL18-003

Case No. 25CIV18-000070

**DAKOTA RANGE I, LLC, AND  
DAKOTA RANGE II, LLC'S  
MOTION TO DISMISS**

Dakota Range I, LLC and Dakota Range II, LLC, by and through their undersigned counsel, hereby move that the Court dismiss the appeal for Appellants' failure to submit a brief in accordance with SDCL 1-26-33.2, the statutory briefing schedule governing this appeal. This motion is supported by a separately filed memorandum in support hereof and accompanying affidavit.

Dated this 22nd day of October, 2018.

By: /s/ Mollie M. Smith

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