

Individual Report for Docket Number : CIV19-303

Docket Title:

In the Matter of the Application by Crowned Ridge Wind, LLC for a Permit of a Wind Energy Facility in Grant and Codington Counties
(Lindgren v. Codington County et. al)

Open Date : 08/29/2019

Close Date : 06/01/2020

Days Open : 277

Reopened Date :

Filing Type :

CIV

Tax ID # :

Attorney :

KE, AR

Staff :

Date Of Final Decision :

Memo :

Refer to Docket EL19-003

Primary Appeal Information

Appeal Date :

Appellant :

Decision Date :

Appeal Location :

Current Status :

Description of Above Decision :

Secondary Appeal Information

Appeal Date :

Appellant :

Decision Date :

Appeal Location :

Current Status :

Description of Above Decision :

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Docket Notes :

08/29/19 - Filed and Docketed - M:/puc/web/internet/commission/dockets/civil/2019/civ19-303/file name.pdf
08/29/19 - Summons – M:/summons.pdf
08/29/19 - Complaint (Verified) for Declaratory Judgment and Other Relief – M:/verified.pdf
08/29/19 - Affidavit of Plaintiffs Concerning Verified Complaint – M:/affidavit.pdf
08/29/19 - Exhibit A – WES Setbacks Table – M:/exha.pdf
08/29/19 - Exhibit B – Trespass Zoning Diagram – M:/exhb.pdf
08/29/19 - Exhibit C – Trespass Zoning Illustration – m:/exhc.pdf
08/29/19 - Exhibit D – Shadow Flicker Excerpt- M:/exhd.pdf
09/11/19 - Notice of Appearance (Amanda Reiss) noticeofappearncereiss.pdf
09/11/19 - Case Filing Statement (Amanda Reiss) Confidential (not available to the public) - N|/Internet/civil/2019/civ19-303/casefilingstatementreiss.pdf
09/11/19 - Notice of Appearance (Kristen Edwards) – M:/noticeofappearanceedwards.pdf
09/11/19 - Case Filing Statement (Kristen Edwards) Confidential (not available to the public) - N|/Internet/civil/2019/civ19-303/casefilingstatementedwards.pdf
09/24/19 - PUC's Motion to Dismiss and Motion for Award of Costs Pursuant to SDCL 21-24-11 and Certificate of Service - M:/motiointodismiss.pdf
09/25/19 - Sheriff's Return (Boulevard Associates, LLC) - M:/return.pdf
09/25/19 - Sheriff's Return (Crowned Ridge Wind, LLC) - M:/return2.pdf
09/25/19 - Sheriff's Return (Crowned Ridge Wind II, LLC) - M:/return3.pdf
09/25/19 - Sheriff's Return (SD Attorney General's Office) - M:/return4.pdf
09/25/19 - Sheriff's Return (SD PUC)- M:/return5.pdf
09/30/19 - Defendants Codington County and Codington County Board of Adjustment's Motion to Dismiss - m:/motiointodismiss2.pdf
09/30/19 - Brief in Support of Defendants Codington County and Codington County Board of Adjustment's Motion to Dismiss - M:/brief.pdf
09/30/19 - Affidavit of Zachary W. Peterson - M:/affidavit2.pdf
09/30/19 - Exhibit A - Codington County Planning Commission/Board of Adjustment Minutes - July 16, 2018 - m:/exhibita.pdf
09/30/19 - Exhibit B - 14Civ18-340 - Findings of Facts and Conclusions of Law and Order - M:/exhibitb.pdf
09/30/19 - Exhibit C - Campbell County Considers Zoning and Wind Farm Proposal - M:/exhibitc.pdf
09/30/19 - Certificate of Service - M:/certificateofservice.pdf
10/03/19 - Defendants Crowned Ridge Wind, LLC, Crowned Ridge Wind II, LLC, and Boulevard Associates, LLC's Motion to Dismiss- M:/motiointodismiss3.pdf
10/07/19 - Defendants Crowned Ridge Wind, LLC, Crowned Ridge Wind II, LLC, and Boulevard Associates, LLC's Brief in Support of Motion to Dismiss - M:/brief2.pdf
10/07/19 - Affidavit of Miles F. Schumacher - M:/affidavit3.pdf
10/03/19 - Exhibit A - Ordinance Review Information Page - M:/exhibita100319.pdf
10/03/19 - Exhibit B - Judge Spears's Memorandum Decision - M:/exhibitb100319.pdf
10/08/19 - Notice of Hearing on Defendants' Motion to Dismiss and Defendant's Motion for Award of Costs Pursuant to SDCL 21-24-11 - M:/notice of hearing.pdf
10/08/19 - Certificate of Service - M:/certificateofservice.pdf
11/08/19 - Reply to Defendants' Separate Motions to Dismiss Complaint Under rule 12(b) and Certificate of Service - M:/reply.pdf
11/08/19 - Affidavit of Plaintiff Linda Lindgren - M:/affidavit110819.pdf
11/08/19 - Exhibit 1 - Easement Agreement - M:/exhibit1.pdf

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11/08/19 - Exhibit 2 - PUC Exhibit A53 - M:/exhibit2.pdf
11/08/19 - Exhibit 3 - Application for Party Status - M:/exhibit3.pdf
11/08/19 - Exhibit 4 - PUC Order Denying Late-Filed Application for Party Status - M:/exhibit4.pdf
11/08/19 - Exhibit 5 - Codrington County CLUP - M:/exhibit5.pdf
11/08/19 - Exhibit 6 - Codrington County Zoning Ordinances - M:/exhibit6.pdf
11/08/19 - Plaintiff's Brief in Opposition to Defendants' Separate Motions to Dismiss Complaint Under SDCL § 15-6-12(b)(1) and (5) - M:/brief3.pdf
11/08/19 - Exhibit PB-1 - Lampeter's Final Conclusion - M:/pb1.pdf
11/08/19 - Exhibit PB-2 - Shadow Flicker Limits - M:/pb2.pdf
11/08/19 - Exhibit PB-3 - Dr. Ollson's Partial Letter to PUC - M:/pb3.pdf
11/08/19 - Exhibit PB-4 - "Shadow Flicker Impact Analysis for the Wilton IV Wind Energy Center," September 2014 - M:/pb4.pdf
11/27/19 - Defendant PUC's Response to Reply to Motion to Dismiss - M:/response.pdf
11/27/19 - Exhibit A - Lindgren Comment - M:/ExhibitA112719.pdf
11/27/19 - Eric Paulson Affidavit - M:/EPAff.pdf
11/27/19 - Certificate of Service - M:/COS112719.pdf
12/02/19 - Reply Brief in Support of Defendant Codrington County and Codrington County Board of Adjustment's Motion to Dismiss - M:/CodMotion.pdf
12/02/19 - Defendants Crowned Ridge Wind, LLC, Crowned Ridge Wind II, LLC, and Boulevard Associates, LLC's Brief in Reply Plaintiffs' Brief in Opposition to Defendants' Motion to Dismiss - M:/opposition.pdf
12/03/19 - PUC Staff's Letter to the Court - M:/ltr120319.pdf
12/03/19 - O'Connor vs King - M:/case.pdf
12/05/19 - Notice of Appearance and Certificate of Service (Michael F. Nadolski) - M:/notice.pdf
12/20/19 - Order Granting Defendant's Motion to Dismiss and Granting Motion for Costs - M:/order.pdf
12/26/19 - Notice of Entry of Order Granting Motion to Dismiss - M:/NoticeofEntry.pdf
01/10/20 - Notice of Appeal (with Certificate of Service) - M:/Notice011020.pdf
01/10/20 - Appellants' Docketing Statement - M:/DocketingStatement.pdf
01/10/20 - Notice of Entry of Order Granting Motion to Dismiss - M:/NoticeEntry011020.pdf
01/10/20 - Order for Transcript (with Certificate of Service)- M:/OrderTranscript.pdf
01/13/20 - Plaintiffs' Objections to Taxation of Costs or Disbursements - M:/costs011320.pdf
01/15/20 - Certificate of Service regarding Appellants' Docketing Statement - M:/cos011520.pdf
02/19/20 - PUC Staff's Letter to the Court - M:/ltr021920.pdf
02/25/20 - Defendant's Response to Plaintiffs' Objections to Costs or Disbursements - M:/Responsetoobjection.pdf
02/25/20 - Order Assessing Costs of \$0.00 - M:/OrderAssessing.pdf
02/25/20 - Certificate of Service - M:/COS022520.pdf
02/26/20 - Order Assessing Cost of \$0.00 - M:/Order022620.pdf
04/30/20 - Letter from Supreme Court regarding Non-Oral Calendar - M:/NonOralCal.pdf
06/01/20 - Docket Closed - M:/closed.pdf

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Docket Synopsis :