TLO P.C.

From: Sent: efilingmail@tylerhost.net Friday, May 1, 2020 4:56 PM

To:

rst.tlo@midconetwork.com

Subject:

Filing Submitted for Case: 1752657; ; Envelope Number: 1752657



Filing Submitted

Envelope Number: 1752657 Case Number: 1752657

Case Style:

The filing below has been submitted to the clerk's office for review.

Filing Details		
Date/Time Submitted	5/1/2020 4:55 PM CST	
Filing Type	EFile	
Filing Code	NOTICE OF ADMIN APPEAL AND CERTIFICATE OF SERVICE	
Filing Description	NOTICE OF APPEAL and CERTIFICATE of SERVICE to all parties	
Filed By	R. Tornow	
Filing Attorney	R. Tornow	

Fee Details

STATE OF SOUTH DAKOTA) :SS	IN CIRCUIT COURT
COUNTY OF CODINGTON)	THIRD JUDICIAL CIRCUIT
* * * * * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * * * *
In the Matter of PUC Docket EL 19-027,	*
Application of Crowned Ridge II, LLC	*
for a Permit of a Wind Energy Facility in	*
Deuel, Grant and Codington Counties	* 14CIV20-
,	*
AMBER CHRISTENSON,	*
and ALLEN ROBISH,	* NOTICE OF APPEAL
Appellants,	* and
••	* CERTIFICATE OF SERVICE
VS.	*
	*
SOUTH DAKOTA PUBLIC UTILITIES	*
COMMISSION and CROWNED RIDGE	*
WIND II, LLC,	*
Appellees.	*
rr	*

TO THE SOUTH DAKOTA PUBLIC UTILITIES COMMISSION; CROWNED RIDGE WIND II, LLC; SOUTH DAKOTA PUBLIC UTILITIES COMMISSION STAFF; ALL OTHER INTERESTED INTERVENORS, as named within and as part of Appellants' Certificate of Service herein; and KAREN E. CREMER, Hearing Officer, South Dakota PUC.

COMES NOW Appellants herein, Amber Christenson and Allen Robish, and hereby provide timely notice that, pursuant to SDCL § 49-41B-30 and, as may hereafter be applicable, SDCL § 49-41B-31, as well as the provisions of SDCL § 1-26-31, they herewith appeal to the Third Judicial Circuit in and for Codington County from the April 6, 2020, Final Decision and Order Granting Permit to Construct Facility and Notice of Entry thereof (EL 19-027) by the South Dakota Public Utilities Commission, in issuing an energy facility permit to Crowned Ridge II, LLC, for its proposed wind energy facility in Deuel, Grant and Codington Counties. Codington County is an appropriate venue for said appeal based upon the venue-related provisions of SDCL § 1-26-31.1.

Dated this 1st day of May, 2020.

/s/ R. Shawn Tornow

R. Shawn Tornow, for Tornow Law Office, P.C. P.O. Box 90748 Sioux Falls, SD 57109-0748 Telephone: (605) 271-9006 Facsimile: (605) 271-9249

E-mail: rst.tlo@midconetwork.com

Attorney for Appellants, Christenson & Robish

CERTIFICATE OF SERVICE:

I, R. Shawn Tornow, as counsel for Appellants herein, do hereby certify that on this the 1st day of May, 2020, a copy of the attached *Notice of Appeal and Certificate of Service* was sent and served by electronic filing via UJS's Odyssey File and Serve program as well as by regular e-mail transmission to opposing counsel for Appellees, South Dakota Public Utilities Commission, Crowned Wind II, LLC, by and through their respective counsel (as listed below), including S.D. PUC Commission Staff and counsel, as well as by regular e-mail transmission to all other interested person(s) & Intervenors either individually (as listed below) and/or by and through their respective counsel, including, A.J. Swanson for Intervenors Garry Ehlebracht, Steven Greber, Mary Greber, Richard Rall, Amy Rall and Laretta Kranz (as otherwise noted within appeal 19CIV20-000021).

/s/ R. Shawn Tornow

Patricia Van Gerpen Executive Director South Dakota Public Utilities Commission 500 E. Capitol Ave. Pierre, SD 57501 patty.vangerpen@state.sd.us

Amanda Reiss Staff Attorney South Dakota Public Utilities Commission 500 E. Capitol Ave. Pierre, SD 57501 amanda.reiss@state.sd.us

Darren Kearney Staff Analyst South Dakota Public Utilities Commission 500 E. Capitol Ave. Pierre, SD 57501 darren.kearney@state.sd.us

Eric Paulson Staff Analyst South Dakota Public Utilities Commission 500 E. Capitol Ave. Pierre, SD 57501 eric.paulson@state.sd.us Kristen Edwards Staff Attorney South Dakota Public Utilities Commission 500 E. Capitol Ave. Pierre, SD 57501 kristen.edwards@state.sd.us

Karen E. Cremer Hearing Officer/Commission Counsel South Dakota Public Utilities Commission 500 E. Capitol Ave. Pierre, SD 57501 karen.cremer@state.sd.us

Jon Thurber
Staff Analyst
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
jon.thurber@state.sd.us

Miles Schumacher Lynn, Jackson, Shultz and Lebrun, PC 110 N. Minnesota Ave., Ste. 400 Sioux Falls, SD 57104 mschumacher@lynnjackson.com Counsel for Crowned Ridge Wind II, LLC Tyler Wilhelm
Senior Project Manager
Crowned Ridge Wind II, LLC
700 Universe Blvd.
Juno Beach, FL 33408
tyler.wilhelm@nexteraenergy.com

Kristi Mogen, Intervenor 15160 471st Ave. Twin Brooks, SD 57269 silversagehomestead@gmail.com

A.J. Swanson for, Arvid J. Swanson, P.C. 27452 482nd Ave. Canton, SD 57013 aj@ajswanson.com Counsel for Intervenors, Garry Ehlebracht, Steven Greber, Mary Greber, Richard Rall, Amy Rall and Laretta Kranz Brian J. Murphy
Managing Attorney
NextEra Energy Resources, LLC
700 Universe Blvd.
Juno Beach, FL 33408
Brian.J.Murphy@nee.com

cc: Cindy Brugman, Auditor Codington County 14 First Ave. SE Watertown, SD 57201 cbrugman@codington.org

cc: Karen Layher, Auditor Grant County 210 E. Fifth Ave. Milbank, SD 57252 karen.layher@state.sd.us

cc: Mary Korth, Auditor Deuel County PO Box 616 Clear Lake, SD 57226 dcaudit1@itctel.com