

of its wind energy facility permit, of being equipped with - or even having applied for - the necessary and statutorily required aircraft detection lighting system.

5.) Whether Appellee Commission committed prejudicial error in violating Intervenor/Appellants constitutional right to due process by privately having in-person meeting(s) and negotiations with Applicant, and in excluding Intervenor/Appellants, prior to the evidentiary hearing in order to pre-discuss conditions for approval for Applicant – *before* even conducting such evidentiary hearing.

6.) Appellants also hereby jointly incorporate and state, to any extent applicable herein, Appellants (as other Intervenor(s)) Statement of Issues on Appeal (May 7, 2020, Deuel Co.) in 19CIV20-000021.

Dated this 11th day of May, 2020.

/s/ R. Shawn Tornow

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CERTIFICATE OF SERVICE:

I, R. Shawn Tornow, as counsel for Appellants herein, do hereby certify that on this the 11th day of May, 2020, a copy of the attached *Statement of Issues and Certificate of Service* was sent and served by electronic filing via UJS's Odyssey File and Serve program as well as, if requested, by regular mail, (USPS) first class postage prepaid, and by regular e-mail transmission to opposing counsel for Appellees, South Dakota Public Utilities Commission, Crowned Ridge Wind II, LLC, by and through their respective counsel (as listed on the following page), including S.D. PUC Commission Staff attorneys, as well as by regular (USPS), mail, if requested, and/or by e-mail transmission to all other interested person Intervenor(s) either individually (as also listed on following page) and/or by and through their respective counsel, including, A.J. Swanson, for Intervenor(s) Garry Ehlebracht, Steven Greber, Mary Greber, Richard Rall, Amy Rall and Laretta Kranz (as noted within 19CIV20-000021).

/s/ R. Shawn Tornow

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