

**Individual Report for Docket Number : CIV18-070**

**Docket Title:**

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

**Open Date :** 08/22/2018

**Close Date :** 03/11/2019

**Days Open :** 201

**Reopened Date :**

**Filing Type :**

CIV

**Tax ID # :**

**Attorney :**

KC

**Staff :**

**Date Of Final Decision :**

**Memo :**

**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 :**

## Individual Report for Docket Number : CIV18-070

### **Docket Notes :**

08/22/18 - Filed and Docketed - M:/puc/web/internet/commission/dockets/civil/2018/civ18-070/file name.pdf  
08/22/18 - Plaintiff's Notice of Appeal PUC Docket EL18-003 and Certificate of Service - M:/noticeofappeal.pdf  
08/22/18 - Admission of Service (Patricia Van Gerpen, PUC Executive Director) - M:/admissionofservice.pdf  
08/24/18 - Notice of Appearance (Karen E. Cremer) - M:/noticeof appearance.pdf  
08/27/18 - Case Filing Statement - M:/casefilingstatement.pdf  
08/30/18 - Notice of Appearance (Mollie M. Smith) - M:/noticeofappearance2.pdf  
08/31/18 - Plaintiffs' Issues on Appeal - M:/issues.pdf  
09/07/18 - PUC's Letter to Grant County Clerk of Court – M:/ltr090718.pdf  
09/07/18 - Certification – M:/certification.pdf  
090718 - Letter regarding Original Transcripts – M:/transcriptltr.pdf  
09/07/18 - Letter to Parties – M:/partiesletter.pdf  
09/07/18 - Chronological Index (see table below for bate numbering sections) - M:/indexc.pdf  
09/07/18 - Alphabetical Index – M:/indexa.pdf  
09/07/18 - Certificate of Service – M:/certificateofservice090718.pdf

The index below all files are located at – M:/puc/web/intenet/commission/dockets/civil/2018/civ18-070/batenumbers/internet and then the page number is the name of the pdf: for example 1-6.pdf - 1. 01/24/18 - Docket EL18-003 - Electronic Docket Filings (PUC Website) <http://puc.sd.gov/Dockets/Electric/2018/EL18-003.aspx> - 1-6

2. 01/24/18 -

Docket EL18-013 - Comments and Responses (PUC Website) <http://puc.sd.gov/Dockets/Electric/2018/el18-003comments.aspx> - 7-12

3. 01/24/18 - Dakota Range's Letter regarding Application

Application

Appendix A – Figures

Appendix B - Agency Coordination

Appendix C - Dask/Posk Habitat Survey

Appendix D - 2016 Raptor Nest Survey

Appendix E - 2017 Raptor Nest Survey

Appendix F - Avian Use Survey

Appendix G - 2016 Grouse Lek Survey

Appendix H - 2017 Grouse Lek Survey

Appendix I - Sound Level Modeling Report

Appendix J - Shadow Flicker Modeling Report

Appendix K - County Conditional Use Permits

Appendix L - Property Value Effects Studies

Appendix M - Level I Cultural Resources Report Confidential (not available to the public)

Appendix N - Cultural Resources Monitoring and Management Plan Redacted

Appendix N - Cultural Resources Monitoring and Management Plan Confidential (not available to the public)

Appendix O - Architectural Survey Report Confidential (not available to the public)

and Appendix P - Decommissioning Plan - 13-565, Confidential 566-592, 593-611, Confidential 612-662, and 663-691

4. 01/24/18 - Pre-filed Testimony of Mark Mauersberger on Behalf of Dakota Range I, LLC and Dakota Range II, LLC

Exhibit 1 - Mark Mauersberger's Curriculum Vitae

and Exhibit 2 - Brenna Gunderson's Curriculum Vitae -692-715

## Individual Report for Docket Number : CIV18-070

5. 01/24/18 - Pre-filed Testimony of Robert O'Neal on Behalf of Dakota Range I, LLC and Dakota Range II, LLC and Exhibit 1 - Robert O'Neal's Curriculum Vitae - 716-735
6. 01/24/18 - Pre-filed Testimony of David Phillips on Behalf of Dakota Range I, LLC and Dakota Range II, LLC Exhibit 1 - David Phillips' Curriculum Vitae and Exhibit 2 - Ryan W. Henning's Curriculum Vitae - 736-780
7. 01/25/18 - PUC Weekly Filing – 781
8. 01/29/18 - Comments of Fred Oslund  
Comments of Susan Oslund  
Comments of Fred Oslund Confidential (not available to the public)  
and Comments of Susan Oslund Confidential (not available to the public) - 782-783, and Confidential 784-785
9. 01/30/18 - Commissioner Fiegen's Response to Fred and Susan Oslund  
and Commissioner Fiegen's Response to Fred and Susan Oslund Confidential (not available to the public) – 786, and Confidential 787
10. 01/31/18 - Notice of Application  
Order for and Notice of Public Input Hearing  
Notice of Opportunity to Apply for Party Status - 788-789
11. 01/31/18 - Dakota Range's Certificate of Service for County Auditors - 790
12. 02/02/18 - PUC Staff's Letter to SD Newspaper Association regarding Notice of Public Hearing and Notice of Public Hearing -791-793
13. 02/05/18 -Comments of James Stahl  
Comments of John Hicks  
Comments of Neal C. Homan  
Comments of James Stahl Confidential (not available to the public)  
Comments of John Hicks Confidential (not available to the public)  
and Comments of Neal C. Homan Confidential (not available to the public) - 794-796, and Confidential 797-799
14. 02/06/18 - Commissioner Fiegen's Response to Neal C. Homan  
Commissioner Fiegen's Response to James Stahl  
Commissioner Fiegen's Response to John Hicks  
Commissioner Fiegen's Response to James Stahl Confidential (not available to the public)  
Commissioner Fiegen's Response to Neal C. Homan Confidential (not available to the public)  
and Commissioner Fiegen's Response to John Hicks Confidential (not available to the public) - 800-802, and Confidential 803-805
15. 02/07/18 - Comments of Penny Hormann  
Comments of John Wiik  
Comments of Jeff Loutsch  
Comments of Penny Hormann Confidential (not available to the public)  
Comments of John Wiik Confidential (not available to the public)  
and Comments of Jeff Loutsch Confidential (not available to the public) - 806-808, and Confidential 809-811
16. 02/08/18 - Comments of Kenneth and Glenda Kittleson  
Commissioner Fiegen's Response to Kenneth and Glenda Kittleson  
Comments of Kenneth and Glenda Kittleson Confidential (not available to the public)  
and Commissioner Fiegen's Response to Kenneth and Glenda Kittleson Confidential (not available to the public) - 812-814, and Confidential 815-817
17. 02/08/18 -PUC Commission Meeting Agenda - 818-820
18. 02/08/18 - PUC Commission Meeting Minutes - 821-822
19. 02/15/18 - Order Assessing Filing Fee

## Individual Report for Docket Number : CIV18-070

Authorizing Executive Director to Enter Into a Consulting Contract - 823-824

20. 02/16/18 - Comments of Shawn Wika

Comments of Ryan Pekelda

Comments of Shawn Wika Confidential (not available to the public)

and Comments of Ryan Pekelda Confidential (not available to the public) - 825-826, Confidential 827-828

21. 02/16/18 -PUC Staff's First Set of Data Requests to Dakota Range I, LLC and Dakota Range II, LLC  
Certificate of Service - 829-830

22. 02/20/18 - Comments of Barb Lofstrand

Comments of Marsha Lundberg

Comments of Marilyn Stemsrud

Comments of David Wellnitz, Sr.

Comments of Barb Lofstrand Confidential (not available to the public)

Comments of Marsha Lundberg Confidential (not available to the public)

Comments of Marilyn Stemsrud Confidential (not available to the public)

and Comments of David Wellnitz, Sr. Confidential (not available to the public) - 831-833, Confidential 834-836

23. 02/22/18 - Dakota Range I, LLC and Dakota Range II, LLC's Letter regarding Proof of Mailing to Landowners  
Proof of Mailing

Attachment A - Letter to Landowners

Public Input Hearing Notice

and Project Area Map

Attachment B - List of Landowners - Inside Project Area Confidential (not available to the public)

and Attachment C - List of Landowners - Outside Project Area Confidential (not available to the public) - 837-842,  
Confidential 843-854

24. 02/28/18 - Comments of Jim Wohlleber

Comments of Josh Wohlleber

Comments of James Wohlleber

Comments of Becki Steinocker

Commissioner Fiegen's Response to Jim Wohlleber

Comments of Jim Wohlleber Confidential (not available to the public)

Comments of Josh Wohlleber Confidential (not available to the public)

Comments of James Wohlleber Confidential (not available to the public)

Comments of Becki Steinocker Confidential (not available to the public)

and Commissioner Fiegen's Response to Jim Wohlleber Confidential (not available to the public) -855-859,  
Confidential 860-864

25. 03/02/18 - Comments of Tom Croat

and Commissioner Fiegen's Response to Tom Croat

Comments of Tom Croat Confidential (not available to the public)

and Commissioner Fiegen's Response to Tom Croat Confidential (not available to the public) - 865-867,  
Confidential 868-870

26. 03/09/18 - Comments of Jim Newcomb, SummitWind, LLC

Attachment

and Commissioner Fiegen's Response to Jim Newcomb, SummitWind, LLC - 871-873

27. 03/12/18 - Comments of Andrew Van Kuren, Campbell County Economic Development

Comments of Leonard Stengel

and Comments of Leonard Stengel Confidential (not available to the public - 874-877, Confidential 878-879

28. 03/13/18 - Commissioner Fiegen's Response to Andrew Van Kuren, Campbell County Economic Development

## Individual Report for Docket Number : CIV18-070

Commissioner Fiegen's Response to Leonard Stengel  
and Commissioner Fiegen's Response to Leonard Stengel Confidential (not available to the public) - 880-881,  
Confidential 882

29. 03/15/18 - Comments of Timothy Gapp  
and Comments of Timothy Gapp Confidential (not available to the public) - 883-884, Confidential 885-886

30. 03/16/18 - Commissioner Fiegen's Response to Timothy Gapp  
and Commissioner Fiegen's Response to Timothy Gapp Confidential (not available to the public) – 887,  
Confidential 888

31. 03/19/18 - Comments of Josh Clayton  
Attachment  
Commissioner Fiegen's Response to Josh Clayton  
Comments of Josh Clayton Confidential (not available to the public)  
Attachment Confidential (not available to the public)  
and Commissioner Fiegen's Response to Josh Clayton Confidential (not available to the public) - 889-891,  
Confidential 892-894

32. 03/21/18 -Public input hearing at Waverly-South Shore School Gymnasium, 319 Mary Place, Waverly, S.D. -  
Notice of Application  
Order for and Notice of Public Input Hearing  
Notice of Opportunity to Apply for Party Status Fillable Party Status Application  
Energy Conversion & Electric Transmission Facilities Siting Info Guide  
Sign In Sheets  
Dakota Range I, LLC and Dakota Range II, LLC's Presentation  
Transcript  
Kelly Owen's Comments  
Richard Pike's Comments  
Corey Amdahl's Comments  
Carol Miller's Comments  
Alexis Hanson's Comments  
Dylan Lau's Comments  
Les Gooch's Comments  
Alice Moyer's Comments  
Sean Coyle's Comments  
Kristi Mogen's Comments  
Wade Falk's Comments  
Jeff Haverly, Governor's Office of Economic Development's Comments  
Steve Schaefer's Comments  
Leonard Stengel's Comments  
Linda Lindgren's Comments  
Jim Newcomb, SummitWind, LLC's Comments  
Wayne Soren, South Dakota Farmers Union's Comments  
Vince Meyer's Comments  
Kathy Tyler's Comments  
Matt O'Farrell's Comments  
Gregg Hubner's Comments  
Marsha Hubner's Comments  
Ruby Holborn's Comments

## Individual Report for Docket Number : CIV18-070

George L. Holborn's Comments

Kelly Owen's Comments (not available to the public)

Richard Pike's Comments (not available to the public)

Corey Amdahl's Comments (not available to the public)

Carol Miller's Comments (not available to the public)

Alexis Hanson's Comments (not available to the public)

Dylan Lau's Comments (not available to the public)

Les Gooch's Comments (not available to the public)

Alice Moyer's Comments (not available to the public)

Sean Coyle's Comments (not available to the public)

Kristi Mogen's Comments (not available to the public)

Wade Falk's Comments (not available to the public)

Steve Schaefer's Comments (not available to the public)

Leonard Stengel's Comments (not available to the public)

Linda Lindgren's Comments (not available to the public)

Wayne Soren, South Dakota Farmers Union's Comments (not available to the public)

Vince Meyer's Comments (not available to the public)

Kathy Tyler's Comments (not available to the public)

Matt O'Farrell's Comments (not available to the public)

Ruby Holborn's Comments (not available to the public)

and George L. Holborn's Comments (not available to the public) - 895-1319, Confidential 1320-1519

33. 03/21/18 - Comments of Tim Noeldner on behalf of Mabel Noeldner

and Comments of Tim Noeldner on behalf of Mable Noeldner Confidential (not available to the public) - 1520-1521, Confidential 1522-1523

34. 03/21/18 - Teresa Kaaz's Party Status Application – 1524

35. 03/21/18 - Daniel D. Seurer's Party Status Application - 1525 36. 03/21/18 - Vincent Meyer's Party Status Application

1526

37. 03/21/18 -

Diane Redlin's Party Status Application

1527

38. 03/21/18 -

Jared Krakow's Party Status Application

1528

39. 03/21/18 -

Kevin Krakow's Party Status Application

1529

40. 03/21/18 -

Matt Whitney's Party Status Application

1530

41. 03/21/18 -

**Individual Report for Docket Number : CIV18-070**

Timothy J. Lindgren's Party Status Application  
1531

42. 03/21/18 -  
Linda M. Lindgren's Party Status Application  
1532

43. 03/21/18 -  
Christian Reimche's Party Status Application  
1533

44. 03/21/18 -  
Derek Nelson's Party Status Application  
1534

45. 03/21/18 -  
Paul Nelson's Party Status Application  
1535

46. 03/21/18 -  
Kelly Owen's Party Status Application  
1536

47. 03/21/18 -  
Kristi Mogen's Party Status Application  
1537

48. 03/21/18 -  
Wade Bauer's Party Status Application  
1538

49. 03/21/18 -  
Patricia Meyer's Party Status Application  
1539

50. 03/22/18 -  
Commissioner Fiegen's Response to Tim Noeldner on behalf of Mabel Noeldner  
Comments of D. Van Elsacker  
Commissioner Fiegen's Response to Tim Noeldner on behalf of Mabel Noeldner Confidential (not available to the public)  
and Comments of D. Van Elsacker Confidential (not available to the public)  
1540-1541  
Confidential  
1542-1543

51. 03/23/18 -

**Individual Report for Docket Number : CIV18-070**

Comments of Nick Johnson  
Commissioner Fiegen's Response to Nick Johnson  
Comments of Warren Falk, Darrel Smith, Marilyn Gillespie, Kalin Hacker, David Zubke and Dale Rethke  
Comments of Blake Engebretson  
Comments of Joshua G. Phillips  
Comments of Grant Schaeffer  
Comments of Stephen Heath  
Comments of Marilyn Rethke Comments of Annelies Seffrood  
Comments of Kevin Ammann  
Comments of Elaine German  
Comments of Leon Gapp  
Comments of Len Johnson  
Comments of Bruce Antijunti  
Comments of Daniel Kaaz  
Comments of Nick Johnson Confidential (not available to the public)  
Commissioner Fiegen's Response to Nick Johnson  
Comments of Warren Falk, Darrel Smith, Marilyn Gillespie, Kalin Hacker, David Zubke and Dale Rethke  
Confidential (not available to the public)  
Comments of Blake Engebretson Confidential (not available to the public)  
Comments of Joshua G. Phillips Confidential (not available to the public)  
Comments of Grant Schaeffer Confidential (not available to the public)  
Comments of Stephen Heath Confidential (not available to the public)  
Comments of Marilyn Rethke Confidential (not available to the public)  
Comments of Annelies Seffrood Confidential (not available to the public)  
Comments of Kevin Ammann Confidential (not available to the public)  
Comments of Elaine German Confidential (not available to the public)  
Comments of Leon Gapp Confidential (not available to the public)  
Comments of Len Johnson Confidential (not available to the public)  
Comments of Bruce Antijunti Confidential (not available to the public)  
and Comments of Daniel Kaaz Confidential (not available to the public)  
1544-1564  
Confidential  
1562-1579

52. 03/26/18 -  
Commissioner Fiegen's Response to Daniel Kaaz

Comments of Teresa Kaaz  
Commissioner Fiegen's Response to Teresa Kaaz  
Mark Kriesel's Party Status Application  
and Withdrawal of His Party Status Application Email  
Commissioner Fiegen's Response to Daniel Kaaz Confidential (not available to the public)  
Comments of Teresa Kaaz Confidential (not available to the public)  
and Commissioner Fiegen's Response to Teresa Kaaz Confidential (not available to the public)  
1580-1585  
Confidential



**Individual Report for Docket Number : CIV18-070**

1586-1589

53. 03/29/18 -  
Comments of Beth Soholt, Wind on the Wires  
and Attachment  
1590-1593

54. 03/30/18 -  
Additional Comments of Gregg Hubner  
Attachment - Independent - "Living with wind farms - Wind turbine noise too much for South Dakota homeowner"  
and Additional Comments of Gregg Hubner Confidential (not available to the public)  
1594-1600  
Confidential  
1601-1602

55. 04/03/18 -  
PUC Commission Meeting Agenda  
1603-1606

56. 04/03/18 -  
PUC Commission Meeting Minutes  
1607-1610

57. 04/03/18 -  
Transcript of PUC Commission Meeting for Docket EL18-003  
1611-1643

58. 04/04/18 -  
Comments of Melissa, Indra and Petra Lynch  
and Comments of Melissa, Indra and Petra Lynch Confidential (not available to the public)  
1644-1645  
Confidential  
1646-1647

59. 04/06/18 -  
Order Granting Party Status and Establishing Procedural Schedule (Teresa Kaaz  
Daniel D. Seurer  
Vincent Meyer  
Diane Redlin  
Jared Krakow  
Kevin Krakow  
Matt Whitney  
Timothy J. Lindgren  
Linda M.Lindgren  
Christian Reimche  
Derek Nelson

**Individual Report for Docket Number : CIV18-070**

Paul Nelson  
Kelly Owen  
Kristi Mogen  
Wade Bauer  
and Patricia Meyer)  
1648-1649

60. 04/06/18 -

Commissioner Fiegen's Response to Melissa, Indra and Petra Lynch  
and Commissioner Fiegen's Response to Melissa, Indra and Petra Lynch Confidential (not available to the public)  
1650

Confidential  
1651

61. 04/06/18 -

Docket EL18-003 - Pre-filed Testimonies and Exhibits and Rebuttal Testimonies and Exhibits (PUC Website) -  
<http://puc.sd.gov/Dockets/Electric/2018/el18-003testimony.aspx>  
1652-1655

62. 04/06/18 -

Dakota Range I, LLC and Dakota Range II, LLC's Letter regarding Pre-filed Testimony  
Certificate of Service  
Pre-filed Testimony of Mark Roberts on Behalf of Dakota Range I, LLC and Dakota Range II, LLC  
Exhibit 1 - Statement of Qualifications  
Exhibit 2 - Australian National Health and Medical Research Council (2010). Wind Turbines and Health: A Rapid Review of the Evidence. This Report was Updated in 2014 and 2015  
Exhibit 2a - Australian National Health and Medical Research Council (2014). Review of Additional Evidence for NHMRC Information Paper: Evidence on Wind Farms and Human Health – Final Report  
Exhibit 2b - Australian National Health and Medical Research Council (2015). NHMRC Statement: Evidence on Wind Farms and Human Health  
Exhibit 2c - Australian National Health and Medical Research Council (2015). Systematic Review of the Human Health Effects of Wind Farms  
Exhibit 3 - French National Agency for Food Safety, Environment and Labor (“ANSES”) (2017). ANSES Opinion regarding the Expert Appraisal on the “Assessment of the Health Effects of Low-Frequency Sounds and Infrasonics From Wind Farms”  
Exhibit 4 - Wisconsin Wind Siting Council (2014). Wind Turbine Siting – Health Review and Wind Siting Policy Update  
Exhibit 5 - Joseph Rand and Ben Hoen (2017). Thirty Years of North American Wind Energy Acceptance Research: What have We Learned? Energy Analysis and Environmental Impacts Division, Lawrence Berkeley National Laboratory, Electricity Markets and Policy Group  
Exhibit 6 - Public Service Commission of Wisconsin (2015). Review of Studies and Literature Relating to Wind Turbines and Human Health. Prepared for the Wisconsin State Legislature  
Exhibit 7 - Massachusetts Departments of Environmental Protection and Public Health (2012). Wind Turbine Health Impact Study: Report of the Independent Expert Panel  
and Exhibit 8 - Letter, Kim Malsam-Rysdon, Secretary of Health, South Dakota Department of Health (Oct. 13, 2017), In the Matter of the Application by Crocker Wind Farm, LLC for a Permit of a Wind Energy Facility and a

## Individual Report for Docket Number : CIV18-070

345 kV Transmission Line in Clark County, South Dakota, for Crocker Wind Farm, Docket No. EL17-055. Available at: <https://puc.sd.gov/commission/dockets/electric/2017/el17-055/DK4.pdf>  
1656-2464

63. 04/06/18 -

Pre-filed Testimony of Michael MaRous on Behalf of Dakota Range I, LLC and Dakota Range II, LLC  
Exhibit 2 - Brian Guerin, Jason Moore, Jamie Stata, and Scott Bradfield (2012). Impact of Industrial Wind Turbines on Residential Property Assessment in Ontario: 2012 Assessment Base Year Study. Municipal Property Assessment Corporation

Exhibit 3 - Jason Moore, Jamie Stata, and Scott Bradfield (2016). Impact of Industrial Wind Turbines on Residential Property Assessment in Ontario: 2016 Assessment Base Year Study. Municipal Property Assessment Corporation

Exhibit 4 - Corey Lang and James Opaluch (2013). Effects of Wind Turbines on Property Values in Rhode Island. Environmental and Natural Resource Economics, University of Rhode Island

Exhibit 5 - Richard J. Vyn and Ryan M. McCullough (2013). The Effects of Wind Turbines on Property Values in Ontario: Does Public Perception Match Empirical Evidence? University of Guelph, Canada

and Exhibit 6 - Carol Atkinson-Palombo and Ben Hoen (2014). Relationship between Wind Turbines and Residential Property Values in Massachusetts. University of Connecticut and Lawrence Berkeley National Laboratory

2465-2798

64. 04/09/18 -

Exhibit 1 - Market Analysis (Pre-filed Testimony of Michael MaRous)

2799-2855

65. 04/09/18 -

PUC Staff's First Set of Data Requests to Intervenors Certificate of Service

2856-2858

66. 04/09/18 -

PUC Staff's Third Set of Data Requests to Dakota Range I, LLC and Dakota Range II, LLC Certificate of Service

2859-2860

67. 04/11/18 -

PUC Staff's Fourth Set of Data Requests to Dakota Range I, LLC and Dakota Range II, LLC Certificate of Service

2861-2862

68. 04/12/18 -

PUC Staff's Fifth Set of Data Requests to Dakota Range I, LLC and Dakota Range II, LLC Certificate of Service

2863-2864

69. 04/12/18 -

Admission of Service (Thomas Kirschenmann)

2865

70. 04/16/18 -

**Individual Report for Docket Number : CIV18-070**

PUC Staff's Sixth Set of Data Requests to Applicant Certificate of Service  
2866-2867

71. 04/19/18 -  
PUC Staff's Seventh Set of Data Requests to Applicant Certificate of Service  
2868-2869

72. 04/23/18 -  
Comments of Kathy Wall  
and Comments of Kathy Wall Confidential (not available to the public)  
2870  
Confidential  
2871

73. 04/23/18 -  
Jared Krakow's Comments  
2872

74. 04/24/18 -  
Admission of Service (Paige Olson)  
2873

75. 04/24/18 -  
Additional Comments of Daniel Kaaz  
and Additional Comments of Daniel Kaaz Confidential (not available to the public)  
2874  
Confidential  
2875

76. 04/25/18 -  
Additional Comments of Melissa Lynch  
and Additional Comments of Melissa Lynch Confidential (not available to the public)  
2876  
Confidential  
2877

77. 04/26/18 -  
Additional Comments of Marsha Lundberg  
and Additional Comments of Marsha Lundberg Confidential (not available to the public)  
2878  
Confidential  
2879

78. 04/27/18 -  
Wade Bauer's Comments  
2880

**Individual Report for Docket Number : CIV18-070**

79. 04/30/18 -

Kevin Krakow Comments

2881

80. 04/30/18 -

Additional Comments of Gregg Hubner

Attachment

Comment of Cindy Krakow and Neiland Nelson

and Comments of Cindy Krakow and Neiland Nelson Confidential (not available to the public)

2882-2884

Confidential

2885

81. 05/01/18 -

Comments of Amber

Additional Comments of Gregg Hubner

Attachment

Comments of Amber Christenson Confidential (not available to the public)

and Additional Comments of Gregg Hubner Confidential (not available to the public)

2886-2894

Confidential

2895-2897

82. 05/02/18 -

Dan Seurer's Email requesting Party Status Withdrawal

2898

83. 05/02/18 -

Comments of Jennifer Stanga Kolbeck

Commissioner Fiegen's Response to Jennifer Stanga Kolbeck

Comments of Allen Westphal, Patrick Lynch, Curtis Jutting, Christina Menchaca, Kathy Tyler, Scott Johanson, Arlo Fish, Myra Dahl, Arlene Brugman, Warren L. Berg, Nicholas Westfield, Doug Dahl, Dawn Hamann, Daniel A. Kaaz, Lori Nelson, Tim Tyler, Gary Hamann, Pete Mogen, Delores J. Rufer and Shirley E. Robish

Additional Comments of Amber Christenson

Commissioner Fiegen's Response to Amber Christenson

Comments of Gloria J. Orthaus, Chad Orthaus, Rodney Painter, Lonny Ehlebracht, Geraldine Buth, Garry Ehlebracht, Alan Crocker, Barrett Wittnebel, Laretta Kranz and Phillip Tesch

Comments of Carol J. Jutting

Comments of Jennifer Stanga Kolbeck Confidential (not available to the public)

Commissioner Fiegen's Response to Jennifer Stanga Kolbeck Confidential (not available to the public)

Comments of Allen Westphal, Patrick Lynch, Curtis Jutting, Christina Menchaca, Kathy Tyler, Scott Johanson, Arlo Fish, Myra Dahl, Arlene Brugman, Warren L. Berg, Nicholas Westfield, Doug Dahl, Dawn Hamann, Daniel A. Kaaz, Lori Nelson, Tim Tyler, Gary Hamann, Pete Mogen, Delores J. Rufer and Shirley E. Robish Confidential (not available to the public)

Additional Comments of Amber Christenson Confidential (not available to the public)

**Individual Report for Docket Number : CIV18-070**

Commissioner Fiegen's Response to Amber Christenson Confidential (not available to the public)  
Comments of Gloria J. Orthaus, Chad Orthaus, Rodney Painter, Lonny Ehlebracht, Geraldine Buth, Garry Ehlebracht, Alan Crocker, Barrett Wittnebel, Laretta Kranz and Phillip Tesch  
Comments of Gloria J. Orthaus, Chad Orthaus, Rodney Painter, Lonny Ehlebracht, Geraldine Buth, Garry Ehlebracht, Alan Crocker, Barrett Wittnebel, Laretta Kranz and Phillip Tesch Confidential (not available to the public)  
and Comments of Carol J. Jutting Confidential (not available to the public)  
2899-2919  
Confidential  
2920-2940

84. 05/04/18 -  
Christian Reimche's Email requesting Party Status Withdrawal  
2941

85. 05/04/18 -  
PUC Staff's Letter regarding Pre-filed Testimonies and Exhibits  
Certificate of Service (Public Testimonies and Exhibits)  
Certificate of Service (Confidential Exhibit \_\_\_JT-1)  
Pre-filed Direct Testimony of Paige Olson  
and Exhibit \_\_\_PO-1 - Curriculum Vitae  
2942-2962

86. 05/04/18 -  
Pre-filed Direct Testimony of Tom Kirschenmann  
and Exhibit \_\_\_TK-1 - Curriculum Vitae  
2963-2981

87. 05/04/18 -  
Pre-filed Direct Testimony of David M. Hessler  
and Exhibit \_\_\_DMH-1 - Curriculum Vitae  
2982-2994

88. 05/04/18 -  
Pre-filed Direct Testimony of David Lawrence  
Exhibit \_\_\_DAL-1 - Curriculum Vitae  
and Exhibit \_\_\_DAL-2 - Aerial Map  
2995-3034

89. 05/04/18 -  
Pre-filed Direct Testimony of Jon Thurber  
Exhibit \_JT-1 Dakota Range's Responses to Commission Staff Discovery  
Exhibit \_JT-1 Dakota Range's Responses to Commission Staff Discovery Confidential (not available to the public)  
Exhibit \_JT-2 Intervenor's Responses to Commission Staff Discovery  
and Exhibit \_JT-3 South Dakota Department of Health Letter  
3035-3116

**Individual Report for Docket Number : CIV18-070**

Confidential  
3117-3180  
3181-3186

90. 05/04/18 -  
Teresa Kaaz's Pre-filed Direct Testimony  
Eagle Exhibit 1  
Eagle 2 Exhibit 2  
Eagle 3 Exhibit 2  
Exhibit 3 EL18-003  
Exhibit 4 EL18-003  
Exhibit 5 EL18-003  
Exhibit 6 EL18-003  
Eagle Hamanns Trees 3 22 18  
Eagle Hamanns Trees 3 22 18 2  
4 MW Product Brochure  
026  
040  
246  
252  
473. Full Health Effects  
484  
585  
Dakota Range Wind Project Market Impact Analysis - with Invoice  
Ordinance-65  
Vestas-Nordex  
and Vestas-Nordex 2  
3187-3721

91. 05/04/18 -  
Kristi Mogen's Testimony Exhibit 1  
Testimony Exhibit 2  
Cement Exhibit 1  
Cement Exhibit 2  
Clarification Exhibit 1  
Clarification Exhibit 2a  
Clarification Exhibit 3  
Clarification Exhibit 3a  
Contract Exhibit 1  
Contract Exhibit 2  
Contract Exhibit 3  
Contract Exhibit 4  
Cradle to Grave Exhibit 1  
Cradle to Grave Exhibit 2  
Cradle to Grave Exhibit 3  
CUP Exhibit 2

**Individual Report for Docket Number : CIV18-070**

CUP Exhibit 2a  
CUP Exhibit 2b  
CUP Exhibit 2c  
CUP Exhibit 2d  
CUP Exhibit 3  
CUP Exhibit 4  
Decommission Exhibit One  
Decommission Exhibit Two  
Decommission Exhibit Three  
Health Exhibit 1  
Health Exhibit 2  
Health Exhibit 3  
Liability Exhibit 1  
Liability Exhibit 2  
Lien Exhibit 1  
Lighting Exhibit 1  
Manual Exhibit 1  
No Trespass Exhibit 1  
Noise Exhibit 1  
Noise Exhibit 2  
Noise Exhibit 3  
Noise Exhibit 4  
Noise Exhibit 5  
Noise Exhibit 6  
Noise Exhibit 7  
Noise Exhibit 8  
Noise Exhibit 9  
Noise Exhibit 10  
Property Values Exhibit 1  
Property Values Exhibit 2  
Socioeconomic Exhibit 1  
Socioeconomic Exhibit 1A  
Socioeconomic Exhibit 2  
Socioeconomic Exhibit 3  
Socioeconomic Exhibit 4  
Socioeconomic Exhibit 5  
Socioeconomic Exhibit 6  
Socioeconomic Exhibit 7  
Socioeconomic Exhibit 8  
Socioeconomic Exhibit 9  
Socioeconomic Exhibit 10  
Socioeconomic Exhibit 11  
Socioeconomic Exhibit 12  
Socioeconomic Exhibit 13  
Socioeconomic Exhibit 14  
Socioeconomic Exhibit 15



**Individual Report for Docket Number : CIV18-070**

Socioeconomic Exhibit 16  
Socioeconomic Exhibit 17  
Socioeconomic Exhibit 18  
Socioeconomic Exhibit 19  
Socioeconomic Exhibit 20  
Socioeconomic Exhibit 21  
and Tax Exhibit 1  
3722-4969

92.  
05/07/18  
Paul Nelson's Email requesting Party Status Withdrawal  
4970

93. 05/07/18  
Comments of Duane & Sue Thompson  
and Comments of Duane & Sue Thompson Confidential (not available to the public)  
4971  
Confidential  
4972

94. 05/08/18  
Commissioner Fiegen's Response to Duane & Sue Thompson  
and Commissioner Fiegen's Response to Duane & Sue Thompson Confidential (not available to the public)  
4973  
Confidential  
4974

95. 05/09/18  
Comments of Pam Lounsbery  
and Comments of Pam Lounsbery Confidential (not available to the public)  
4975  
Confidential  
4976

96. 05/10/18  
Derek Nelson's Email requesting Party Status Withdrawal  
4977

97. 05/10/18  
Comments of Derek Nelson  
4978

98. 05/10/18  
Comments of Julia Thiele, Allan Thompson, Rusty Johnson, Kevin Stricherz, Jesse J. Buth, Brenda Sime, Gary Magendanz, Isaac Larson, Norm Larson, Wayne Erickson, Elmo Swenson, Timothy Meyer, David Rufer, Marilyn

**Individual Report for Docket Number : CIV18-070**

Swenson and Val Rufer

and Comments of Julia Thiele, Allan Thompson, Rusty Johnson, Kevin Stricherz, Jesse J. Buth, Brenda Sime, Gary Magendanz, Isaac Larson, Norm Larson, Wayne Erickson, Elmo Swenson, Timothy Meyer, David Rufer, Marilyn Swenson and Val Rufer Confidential (not available to the public)

4979-4987

Confidential

4988-4996

99. 05/14/18

Comments of Leo Kannas

and Comments of Leo Kannas Confidential (not available to the public)

4997

Confidential

4998

100. 05/15/18

Order for and Notice of Evidentiary Hearing

4999-5000

101. 05/15/18

PUC Commission Meeting Agenda

5001-5004

102. 05/15/18

PUC Commission Meeting Minutes

5005-5009

103. 05/15/18

Applicants' Motion to Exclude Portions of Testimony and/or Exhibits of Intervenors Teresa Kaaz and Kristi Mogen and Request Regarding Hearing Participation and Certificate of Service

5010-5019

104. 05/16/18

Order Granting Withdrawal of Party Status (Dan Seurer, Christian Reimche, Paul Nelson, and Derek Nelson)

5020

105. 05/16/18

Order for and Notice of Motion Hearing on Less Than 10 Days' Notice

5021-5022

106. 05/16/18

Staff's Response to Applicants' Motion and Motion for Judicial Notice and Certificate of Service

5023-5034

**Individual Report for Docket Number : CIV18-070**

107. 05/16/18

Comments of Merlin Bunde, Alice Moyer and Darlis Heuer  
and Comments of Merlin Bunde, Alice Moyer and Darlis Heuer Confidential (not available to the public)

5035-5036

Confidential

5037-5038

108. 05/17/18

Comments of Jared Berg, Katie Stevenson, Eric Stricherz and Brian J. Lohre

Comments of Alaine Bunde

Comments of Jared Berg, Katie Stevenson, Eric Stricherz and Brian J. Lohre Confidential (not available to the public)

and Comments of Alaine Bunde Confidential (not available to the public)

5039-5041

Confidential

5042-5044

109. 05/18/18

Comments of Larin Bunde

and Comments of Larin Bunde Confidential (not available to the public)

5045

Confidential

5046

110. 05/21/18

Dakota Range I, LLC and Dakota Range II, LLC's Letter regarding Rebuttal Testimonies and Exhibits  
Certificate of Service

Pre-filed Rebuttal Testimony of Mark Mauersberger

and Exhibit 1 - Brookings County 2015 Property Value Survey

5047-5348

111. 05/21/18

Pre-filed Rebuttal Testimony of Brenna Gunderson

and Exhibit 1 - Statement of Qualifications

Exhibit 2 - Turbine Flexibility Proposal

5349-5359

112. 05/21/18

Pre-filed Rebuttal Testimony of David Phillips

Exhibit 1 - South Dakota State Historical Society Letter, dated February 14, 2018

and Exhibit 2 - Dakota Range Grassland Impacts Figure

5360-5375

113. 05/21/18

Pre-filed Rebuttal Testimony of Robert O'Neal

5376-5386

**Individual Report for Docket Number : CIV18-070**

114. 05/21/18

Pre-filed Rebuttal Testimony of Daniel Pardo  
and Exhibit 1 - Statement of Qualifications  
5387-5393

115. 05/21/18

Pre-filed Rebuttal Testimony of Dr. Mark Roberts  
5394-5400

116. 05/21/18

Pre-filed Rebuttal Testimony of Michael MaRous  
Exhibit 1 - Table and Figure of South Dakota Wind Farms  
Exhibit 2 - Updated South Dakota Assessors Survey  
Exhibit 3 - South Dakota Auctioneer/Broker Survey  
Exhibit 4 - Brookings County Single-Family Residential Sales Summary from Lawrence Direct Data - BK 1-5 and 7  
and Exhibit 5 - Supplemental Paired Sales Analysis - Residential Sales BK1-5 and 7  
5401-5436

117. 05/21/18

Pre-filed Rebuttal Testimony of Alice Moyer  
5437-5440

118. 05/21/18

Pre-filed Rebuttal Testimony of Wade Falk  
5441-5445

119. 05/21/18

PUC Ad Hoc Commission Meeting Agenda  
5446-5447

120. 05/21/18

PUC Ad Hoc Commission Meeting Minutes  
5448

121. 05/21/18

Transcript of PUC Ad Hoc Commission Meeting for Docket EL18-003  
5449-5476

122. 05/22/18

Additional Comments of Daniel Kaaz  
Attachment 1  
Attachment 2  
Attachment 3  
Attachment 4  
Commissioner Fiegen's Response to Daniel Kaaz

**Individual Report for Docket Number : CIV18-070**

Additional Comments of Daniel Kaaz Confidential (not available to the public)  
and Commissioner Fiegen's Response to Daniel Kaaz Confidential (not available to the public)  
5477-5483  
Confidential  
5484-5486

123. 05/24/18  
Order Granting Motion to Exclude Portions of Exhibits  
5487-5488

124. 05/24/18  
PUC Staff's Eighth Set of Data Requests to Applicant Certificate of Service  
5489-5490

125. 05/29/18  
Comments of Elena Houk, Mark Carpenter, Sydney Boos, Lance Rom and Lindsay Scott  
Additional Comments of Gregg Hubner  
Comments of Elena Houk, Mark Carpenter, Sydney Boos, Lance Rom and Lindsay Scott Confidential (not available to the public)  
and Additional Comments of Gregg Hubner Confidential (not available to the public)  
5491-5494  
Confidential  
5495-5498

126. 05/30/18  
PUC Staffs Response to Gregg Hubner  
and PUC Staff's Response to Gregg Hubner Confidential (not available to the public)  
5499  
Confidential  
5500

127. 05/31/18  
Comments of Roland Jurgens Jr. and Sharon Jurgens  
Additional Comments of Daniel Kaaz  
Comments of Roland Jurgens Jr. and Sharon Jurgens Confidential (not available to the public)  
and Additional Comments of Daniel Kaaz Confidential (not available to the public)  
5501-5502  
Confidential  
5503-5504

128. 06/01/18  
Comments of Janis B. Anderson  
and Comments of Janis B. Anderson Confidential (not available to the public)  
5505  
Confidential

**Individual Report for Docket Number : CIV18-070**

5506

129. 06/04/18

Comments of Vernon L. Anderson

Comments of Eugene W. Noeldner and Leone A. Noeldner

Comments of Amber Christenson

Comments of Eugene W. Noeldner and Leone A. Noeldner Confidential (not available to the public)  
and Comments of Vernon L. Anderson Confidential (not available to the public)

5507-5511

Confidential

5512-5516

130. 06/07/18

Dakota Range's Letter regarding Exhibits  
and Certificate of Service

5517-5520

131. 06/08/18

Dakota Range's Letter regarding Exhibit List and Exhibits

Applicants' Witness List & Exhibit List

A2 -Direct Testimony of Dr. Mark Roberts

A2-1 -Exhibit 1 - Statement of Qualifications

A2-2 -Exhibit 2 - Australian National Health and Medical Research Council (2010) - Wind Turbines and Health - A  
Rapid Review of the Evidence

A2-2a -Exhibit 2a - Australian National Health and Medical Research Council (2014) - Review of Additional  
Evidence for NHMRC Information Paper - Evidence on Wind Farms and Human Health-Final Report

A2-2b -Exhibit 2b - Australian National Health and Medical Research Council (2015) - NHMRC Statement -  
Evidence on Wind Farms and Human Health

A2-2c -Exhibit 2c - Australian National Health and Medical Research Council (2015) - Systematic Review of the  
Human Health Effects of Wind Farms

A2-3 -Exhibit 3 - French National Agency for Food Safety, Environment and Labor ("ANSES") (2017) - ANSES  
Opinion regarding the expert appraisal on the "Assessment of the health effects of low-frequency sounds and  
infrasounds from wind farms"

A2-4 - Exhibit 4 - Wisconsin Wind Siting Council (2014) - Wind Turbine Siting - Health Review and Wind Siting  
Policy Update

A2-5 -Exhibit 5 - Joseph Rand and Ben Hoen (2017) - Thirty Years of North American wind energy acceptance  
research - What have we learned? Energy Analysis and Environmental Impacts Division, Lawrence Berkeley  
National Laboratory, Electricity Markets and Policy Group

A2-6 -Exhibit 6 - Public Service Commission of Wisconsin (2015). Review of Studies and Literature Relating to  
Wind Turbines and Human Health - Prepared for the Wisconsin State Legislature

A2-7 -Exhibit 7 - Massachusetts Departments of Environmental Protection and Public Health (2012) - Wind  
Turbine Health Impact Study - Report of the Independent Expert Panel

A2-8 -Exhibit 8 - Letter, Kim Malsam-Rysdon, Secretary of Health, South Dakota Department of Health (Oct. 13,  
2017), 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, Docket No. EL17-055 -  
Available at - <https://puc.sd.gov/commission/dockets/electric/2017/el17-055/DK4.pdf>

## Individual Report for Docket Number : CIV18-070

A3 -Rebuttal Testimony of Dr. Mark Roberts  
A4 -Rebuttal Testimony of Daniel Pardo Tovar  
A4-1 -Exhibit 1 - Statement of Qualifications  
A4-2 -Exhibit 2 - Decommissioning Cost Estimate Technical Memorandum  
A5 - Direct Testimony of Robert O'Neal  
A5-1 -Exhibit 1 - Curriculum Vitae  
A6 - Rebuttal Testimony of Robert O'Neal  
A7 -Direct Testimony of David Phillips  
A7-1 -Exhibit 1 - Curriculum Vitae of David Phillips  
A7-2 -Exhibit 2 - Curriculum Vitae of Ryan W. Henning  
A8 -Rebuttal Testimony of David Phillips  
A8-1 -Exhibit 1 - South Dakota State Historical Society Letter, Dated February 14, 2018  
A8-2 -Exhibit 2 - Dakota Range Grassland Impacts Figure  
A9 -Direct Testimony of Mark Mauersberger  
A9-1 -Exhibit 1 - Curriculum Vitae of Mark Mauersberger  
A9-2 -Exhibit 2 - Curriculum Vitae of Brenna Gunderson  
A10 -Rebuttal Testimony of Mark Mauersberger  
A10-1 -Exhibit 1 - Brookings County 2015 Property Value Survey  
A11 -Rebuttal Testimony of Alice Moyer  
A12 -Rebuttal Testimony of Wade Falk  
A13 -Direct Testimony of Michael MaRous  
A13-1 -Exhibit 1 - Market Impact Analysis  
A13-2 -Exhibit 2 - Brian Guerin, Jason Moore, Jamie Stata, and Scott Bradfield (2012) - Impact of Industrial Wind Turbines on Residential Property Assessment in Ontario - 2012 Assessment Base Year Study - Municipal Property Assessment Corporation  
A13-3 -Exhibit 3 - Jason Moore, Jamie Stata, and Scott Bradfield (2016) - Impact of Industrial Wind Turbines on Residential Property Assessment in Ontario - 2016 Assessment Base Year Study - Municipal Property Assessment Corporation  
A13-4 -Exhibit 4 - Corey Lang and James Opaluch (2013) - Effects of Wind Turbines on Property Values in Rhode Island - Environmental and Natural Resource Economics, University of Rhode Island  
A13-5 -Exhibit 5 - Richard J. Vyn and Ryan M. McCullough (2013) - The Effects of Wind Turbines on Property Values in Ontario - Does Public Perception Match Empirical Evidence? University of Guelph, Canada  
A13-6 -Exhibit 6 - Carol Atkinson-Palombo and Ben Hoen (2014) - Relationship between Wind Turbines and Residential Property Values in Massachusetts - University of Connecticut and Lawrence Berkeley National Laboratory  
A14 -Rebuttal Testimony of Michael MaRous  
A14-1 -Exhibit 1 - Table and Figure of South Dakota Wind Farms  
A14-2 -Exhibit 2 - Updated South Dakota Assessors Survey  
A14-3 -Exhibit 3 - South Dakota Auctioneer/Broker Survey  
A14-4 -Exhibit 4 - Brookings County Single-Family Residential Sales Summary from Lawrence Direct Data - BK 1-5 and 7  
A14-5 -Exhibit 5 - Supplemental Paired Sales Analysis - Residential Sales BK 1-5 and 7  
A15 -Rebuttal Testimony of Brenna Gunderson  
A15-1 -Exhibit 1 - Statement of Qualifications  
A15-2 -Exhibit 2 - Turbine Flexibility Proposal  
A15-3 -Exhibit 3 - Constraints Map (Public)

**Individual Report for Docket Number : CIV18-070**

A15-3 -Exhibit 3 - Constraints Map Confidential (not available to the public)

A15-4 -Exhibit 4 - Updated Layout Map

A16 - Dakota Range Responses to Kristi Mogen's Data Requests  
and A17 - Dakota Range Responses to Teresa Kaaz's Data Requests

5521-7250

Confidential

7251-7261

7262-7268

132. 06/08/18

Surrebuttal Testimony of David Lawrence

Exhibit 1 - Summary of Brookings Sales Research  
and Certificate of Service

7269-7310

133. 06/08/18

Staff's Witness and Exhibit List

S1 -Thurber Pre-filed Testimony and Exhibits

S1 - Thurber Pre-filed Testimony and Exhibits Confidential (not available to the public)

S2 -Kirschenmann Pre-filed Testimony and Exhibit

S3 -Olson Pre-filed Testimony and Exhibit

S4 -Lawrence Pre-filed Testimony and Exhibit

S5 -Hessler Pre-filed Testimony and Exhibit

S6 -Lawrence Pre-filed Surrebuttal Testimony and Exhibit

Certificate of Service for Non-Confidential Exhibits  
and Certificate of Service for Confidential Exhibits

7311-7492

Confidential

7493-7672

7673-7801

134. 06/08/18

Kristi Mogen's Pre-Filed Exhibits - M-1 White SD\_LI

M-2 White SD\_LI

M-3 White SD\_LI

M-3a White SD\_LI

M-4 Safety Zone\_LI

M-4a

M-5\_LI

M-6\_LI

M-6a\_LI

and M-6b\_LI

7802-7827

135. 06/11/18

Intervenor Teresa Kaaz's Witness List & Exhibit List



**Individual Report for Docket Number : CIV18-070**

7828-7830

136. 06/11/18

Staff's Motion to Compel Discovery

Attachment 1 - Applicant's Responses to Staff's Eighth Set of Data Requests  
and Certificate of Service

7831-7852

137. 06/11/18

Comments of Mary Greber, Steven Greber, Mike Thiewes, Carol Thiewes, Jesse Cauwels, Clifford Genzler and  
Angie Cauwels

Comments of Diane K. Redlin

Additional Comments of Gregg Hubner

Attachment

Additional Comments of Amber Christenson

Comments of Jon Meyer, Superintendent of Waverly-South Shore School

Comments of Mary Greber, Steven Greber, Mike Thiewes, Carol Thiewes, Jesse Cauwels, Clifford Genzler and  
Angie Cauwels Confidential (not available to the public)

and Comments of Diane K. Redlin Confidential (not available to the public)

7853-7863

Confidential

7864-7872

138.

06/12/18

Evidentiary Hearing – Sign in Sheets  
and Transcript

7873-8013

139.

06/12/18

Applicants' Letter regarding Applicants' Exhibit A19

Wind Energy Lease and Wind Easement Agreement Confidential (not available to the public)  
and Certificate of Service

8014

Confidential

8015-8039

140.

06/13/18

Evidentiary Hearing – Sign in Sheets  
and Transcript

8040-8333

141.

06/13/18

**Individual Report for Docket Number : CIV18-070**

Applicants' Exhibit A18 - Recommended Permit Conditions

Certificate of Service

Applicants' Letter regarding Exhibit A20

A20 - Wind Easement, Setback Waiver, and Good Neighbor Agreement Confidential (not available to the public) and Certificate of Service

8334-8345

Confidential

8346-8360

8361-8362

142.

06/13/18

Comments of Joel Hicks

and Comments of Joel Hicks Confidential (not available to the public)

8363

Confidential

8364

143.

06/14/18

Evidentiary Hearing – Sign in Sheets

Transcript

and Transcript Confidential (not available to the public)

8365-8466

Confidential

8467-8488

144.

06/14/18

Applicants' Exhibits - A21 - Proposed Decommissioning Conditions

Certificate of Service

Applicants' Letter regarding Exhibit A22

A22 - Turbine Operations Manual Confidential (not available to the public)

Applicants' Letter regarding Exhibit A23

A23 - Vestas Letter Dated May 10, 2018 regarding Safe Radius Requirements for Wind Turbines Under Normal Operating Conditions

Certificate of Service

Applicants' Letter regarding Exhibits A24, A25, A25-C, A26 and A27

A24 - Updated Wind Turbine Coordinates

A25 - Updated Wind Turbine Map

A25c - Wind Turbine Map Confidential (not available to the public)

A26 - Updated Wind Turbine Status

A27 - Turbines Within 1,000 Feet of Non-Participating Parcel Boundary

Certificate of Service

and Certificate of Service

8489-8484

Confidential

**Individual Report for Docket Number : CIV18-070**

8485-9091

9092-9107 Confidential

9108

9109-9117

145.

06/14/18

Staff's Exhibit S7 - Vesta Anti-Icing system - Part of Vestas Cold Climate Solutions

9118-9121

146.

06/14/18

Docket EL18-003 - Exhibits for Evidentiary Hearing (PUC Website) - <http://puc.sd.gov/Dockets/Electric/2018/el18-003exhibits.aspx>

9122-9123

147.

06/14/18

Exhibits for Evidentiary Hearing: Dakota Range I, LLC and Dakota Range II, LLC - A-1 – Application, Appendix M - Level I Cultural Resources Report Confidential (not available to the public), Appendix N - Cultural Resources Monitoring and Management Plan Confidential (not available to the public), Appendix O - Architectural Survey Report Confidential (not available to the public)

A2 -Direct Testimony of Dr. Mark Roberts

A2-1 -Exhibit 1 - Statement of Qualifications

A2-2 -Exhibit 2 - Australian National Health and Medical Research Council (2010) - Wind Turbines and Health - A Rapid Review of the Evidence

A2-2a -Exhibit 2a - Australian National Health and Medical Research Council (2014) - Review of Additional Evidence for NHMRC Information Paper - Evidence on Wind Farms and Human Health-Final Report

A2-2b -Exhibit 2b - Australian National Health and Medical Research Council (2015) - NHMRC Statement - Evidence on Wind Farms and Human Health

A2-2c -Exhibit 2c - Australian National Health and Medical Research Council (2015) - Systematic Review of the Human Health Effects of Wind Farms

A2-3 -Exhibit 3 - French National Agency for Food Safety, Environment and Labor (“ANSES”) (2017) - ANSES Opinion regarding the expert appraisal on the “Assessment of the health effects of low-frequency sounds and infrasounds from wind farms”

A2-4 - Exhibit 4 - Wisconsin Wind Siting Council (2014) - Wind Turbine Siting - Health Review and Wind Siting Policy Update

A2-5 -Exhibit 5 - Joseph Rand and Ben Hoen (2017) - Thirty Years of North American wind energy acceptance research - What have we learned? Energy Analysis and Environmental Impacts Division, Lawrence Berkeley National Laboratory, Electricity Markets and Policy Group

A2-6 -Exhibit 6 - Public Service Commission of Wisconsin (2015). Review of Studies and Literature Relating to Wind Turbines and Human Health - Prepared for the Wisconsin State Legislature

A2-7 -Exhibit 7 - Massachusetts Departments of Environmental Protection and Public Health (2012) - Wind Turbine Health Impact Study - Report of the Independent Expert Panel

A2-8 -Exhibit 8 - Letter, Kim Malsam-Rysdon, Secretary of Health, South Dakota Department of Health (Oct. 13,

## Individual Report for Docket Number : CIV18-070

2017), 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, Docket No. EL17-055 - Available at - <https://puc.sd.gov/commission/dockets/electric/2017/el17-055/DK4.pdf>

- A3 -Rebuttal Testimony of Dr. Mark Roberts
- A4 -Rebuttal Testimony of Daniel Pardo Tovar
- A4-1 -Exhibit 1 - Statement of Qualifications
- A4-2 -Exhibit 2 - Decommissioning Cost Estimate Technical Memorandum
- A5 - Direct Testimony of Robert O'Neal
- A5-1 -Exhibit 1 - Curriculum Vitae
- A6 - Rebuttal Testimony of Robert O'Neal
- A7 -Direct Testimony of David Phillips
- A7-1 -Exhibit 1 - Curriculum Vitae of David Phillips
- A7-2 -Exhibit 2 - Curriculum Vitae of Ryan W. Henning
- A8 -Rebuttal Testimony of David Phillips
- A8-1 -Exhibit 1 - South Dakota State Historical Society Letter, Dated February 14, 2018
- A8-2 -Exhibit 2 - Dakota Range Grassland Impacts Figure
- A9 -Direct Testimony of Mark Mauersberger
- A9-1 -Exhibit 1 - Curriculum Vitae of Mark Mauersberger
- A9-2 -Exhibit 2 - Curriculum Vitae of Brenna Gunderson
- A10 -Rebuttal Testimony of Mark Mauersberger
- A10-1 -Exhibit 1 - Brookings County 2015 Property Value Survey
- A11 -Rebuttal Testimony of Alice Moyer
- A12 -Rebuttal Testimony of Wade Falk
- A13 -Direct Testimony of Michael MaRous
- A13-1 -Exhibit 1 - Market Impact Analysis
- A13-2 -Exhibit 2 - Brian Guerin, Jason Moore, Jamie Stata, and Scott Bradfield (2012) - Impact of Industrial Wind Turbines on Residential Property Assessment in Ontario - 2012 Assessment Base Year Study - Municipal Property Assessment Corporation
- A13-3 -Exhibit 3 - Jason Moore, Jamie Stata, and Scott Bradfield (2016) - Impact of Industrial Wind Turbines on Residential Property Assessment in Ontario - 2016 Assessment Base Year Study - Municipal Property Assessment Corporation
- A13-4 -Exhibit 4 - Corey Lang and James Opaluch (2013) - Effects of Wind Turbines on Property Values in Rhode Island - Environmental and Natural Resource Economics, University of Rhode Island
- A13-5 -Exhibit 5 - Richard J. Vyn and Ryan M. McCullough (2013) - The Effects of Wind Turbines on Property Values in Ontario - Does Public Perception Match Empirical Evidence? University of Guelph, Canada
- A13-6 -Exhibit 6 - Carol Atkinson-Palombo and Ben Hoen (2014) - Relationship between Wind Turbines and Residential Property Values in Massachusetts - University of Connecticut and Lawrence Berkeley National Laboratory
- A14 -Rebuttal Testimony of Michael MaRous
- A14-1 -Exhibit 1 - Table and Figure of South Dakota Wind Farms
- A14-2 -Exhibit 2 - Updated South Dakota Assessors Survey
- A14-3 -Exhibit 3 - South Dakota Auctioneer/Broker Survey
- A14-4 -Exhibit 4 - Brookings County Single-Family Residential Sales Summary from Lawrence Direct Data - BK 1-5 and 7
- A14-5 -Exhibit 5 - Supplemental Paired Sales Analysis - Residential Sales BK 1-5 and 7
- A15 -Rebuttal Testimony of Brenna Gunderson

**Individual Report for Docket Number : CIV18-070**

A15-1 -Exhibit 1 - Statement of Qualifications  
A15-2 -Exhibit 2 - Turbine Flexibility Proposal  
A15-3 -Exhibit 3 - Constraints Map (Public)  
A15-3 -Exhibit 3 - Constraints Map Confidential (not available to the public)  
A15-4 -Exhibit 4 - Updated Layout Map  
A16 - Dakota Range Responses to Kristi Mogen's Data Requests  
A17 - Dakota Range Responses to Teresa Kaaz's Data Requests  
A18 - Recommended Permit Conditions  
A19 - Wind Energy Lease and Wind Easement Agreement Confidential (not available to the public)  
A20 - Wind Easement, Setback Waiver, and Good Neighbor Agreement Confidential (not available to the public)  
A21 - Proposed Decommissioning Conditions  
A22 - Turbine Operations Manual Confidential (not available to the public)  
A23 - Vestas Letter Dated May 10, 2018 regarding Safe Radius Requirements for Wind Turbines Under Normal Operating Conditions  
A24 - Updated Wind Turbine Coordinates  
A25 - Updated Wind Turbine Map  
A25c - Wind Turbine Map Confidential (not available to the public)  
A26 - Updated Wind Turbine Status  
A27 - Turbines Within 1,000 Feet of Non-Participating Parcel Boundary  
PUC Staff - S1 -Thurber Pre-filed Testimony and Exhibits  
S1 - Thurber Pre-filed Testimony and Exhibits Confidential (not available to the public)  
S2 -Kirschenmann Pre-filed Testimony and Exhibit  
S3 -Olson Pre-filed Testimony and Exhibit  
S4 -Lawrence Pre-filed Testimony and Exhibit  
S5 -Hessler Pre-filed Testimony and Exhibit  
S6 -Lawrence Pre-filed Surrebuttal Testimony and Exhibit  
S7 - Vesta Anti-Icing system - Part of Vestas Cold Climate Solutions  
Intervenors - Kristi Mogen's Exhibits - M-1a - Kristi Mogen's Testimony  
and Teresa Kaaz's Exhibit - TK-1a- Direct Testimony of Teresa Kaaz -9124-9704, Confidential 9705-9782, 9783-11501  
Confidential  
11502-11512  
11513-11527  
  
Confidential  
11528-11567  
  
11568-11579  
  
Confidential  
11580  
11581-11764  
  
Confidential  
11765-11944

**Individual Report for Docket Number : CIV18-070**

11945-12076

148.

06/18/18

Additional Comments of Amber Christenson

Comments of Willhelm Ray Moneymaker

and Comments of Willhelm Ray Moneymaker Confidential (not available to the public)

12077-12078

Confidential

12079

149.

06/18/18

Order Setting Post-Hearing Briefing Schedule and Decision Date

12080-12081

150.

06/21/18

Xcel Energy's Letter regarding Ownership of Dakota Range Wind Farm

12082-12083

151.

06/22/18

Comments of Matt Whitney

Commissioner Fiegen's Response to Matt Whitney

Comments of Matt Whitney Confidential (not available to the public)

and Commissioner Fiegen's Response to Matt Whitney Confidential (not available to the public)

12084-12086

Confidential

12087-12089

152.

06/27/18

Comments of Elaine Almos

and Comments of Elaine Almos Confidential (not available to the public)

12090

Confidential

12091

153.

06/28/18

Comments of Julie Cook and Elana Hieb

Comments of Dianne Healy

Comments of Julie Cook and Elana Hieb Confidential (not available to the public)

and Comments of Dianne Healy Confidential (not available to the public)

12092-12093

Confidential

**Individual Report for Docket Number : CIV18-070**

12094-12095

154.

06/29/18

Comments of Allen Robish  
and Comments of Allen Robish Confidential (not available to the public)

12096

Confidential

12097

155.

07/02/18

Dakota Range I, LLC and Dakota Range II, LLC's Letter regarding Post-Hearing Brief and Conditions and Proposed Findings of Fact

Dakota Range I, LLC and Dakota Range II, LLC's Post-Hearing Brief

Dakota Range I, LLC and Dakota Range II, LLC's Post-Hearing Brief Confidential (not available to the public)

Dakota Range I, LLC and Dakota Range II, LLC's Proposed Findings of Fact, Conclusions of Law and Order Applicants' Recommended Permit Conditions<sup>1</sup>

Dakota Range I, LLC and Dakota Range II, LLC's Recommended Condition 40 and Proposed Findings of Fact 65 Confidential (not available to the public)

Certificate of Service for Confidential Documents  
and Certificate of Service for Public Documents

12098-12115

Confidential

12116-12131

12132-12160

Confidential

12161-12162

12163-12167

156.

07/02/18

Staff's Additional Recommended Conditions  
and Certificate of Service

12168-12173

157.

07/02/18

Staff's Post-Hearing Brief  
Staff's Post-Hearing Brief Confidential (not available to the public)

Certificate of Service for Confidential Documents  
and Certificate of Service for Public Documents

**Individual Report for Docket Number : CIV18-070**

12174-12188  
Confidential  
12189-12203

12204-12209  
158.  
07/02/18  
Kristi Mogen Post-Hearing Brief Requesting Denial of the Permit Application  
12210-12213

159.  
07/02/18  
Additional Comments of Gregg Hubner  
Comments of Paulette Ruhd, Neal Ruhd, and Larry Storm  
Commissioner Fiegen's Response to Allen Robish  
Additional Comments of Gregg Hubner Confidential (not available to the public)  
Comments of Paulette Ruhd, Neal Ruhd, and Larry Storm (not available to the public)  
and Commissioner Fiegen's Response to Allen Robish Confidential (not available to the public)  
12214-12217  
Confidential  
12218-12221

160.  
07/05/18  
Comments of Marcy Mattern  
Additional Comments of Gregg Hubner  
Attachment  
Comments of Marcy Mattern Confidential (not available to the public)  
Additional Comments of Gregg Hubner Confidential (not available to the public)  
and Attachment Confidential (not available to the public)  
12222-12226  
Confidential  
12227-12231

161.  
07/05/18  
Teresa Kaaz Post-Hearing Brief Requesting Denial of the Permit Application  
12232-12238

162.  
07/05/18  
Staff's Objection to Confidential Treatment  
Staff's Objection to Confidential Treatment Confidential (not available to the public)  
and Certificate of Service  
12239-12241



**Individual Report for Docket Number : CIV18-070**

Confidential  
12242-12244

12245-12246  
163.

07/06/18

Dakota Range I, LLC and Dakota Range II, LLC's Letter regarding Applicants' Response to Staff's Objection to Confidential Treatment

Applicants' Response to Staff's Objection to Confidential Treatment

Applicants' Recommended Permit Condition 40 and Proposed Finding of Fact 65 and Certificate of Service

12247-12254

164.

07/06/18

Comments of Shirley Davis

Comments of Darci Adam

Attachment

Comments of Shirley Davis Confidential (not available to the public)

and Comments of Darci Adam Confidential (not available to the public)

12255-12258

Confidential  
12259-12261

165.

07/09/18

Additional Comments of Daniel Kaaz

and Additional Comments of Daniel Kaaz Confidential (not available to the public)

12262-12263

Confidential

12264-12265

166.

07/10/18

Comments of Wade Bauer

12266

167.

07/10/18

Amendments Proposed by Commissioner Nelson to Applicants' Recommended Permit Conditions

12267

168.

07/10/18

PUC Ad Hoc Commission Meeting Agenda

12268

**Individual Report for Docket Number : CIV18-070**

169.  
07/10/18  
PUC Ad Hoc Commission Meeting Minutes  
12269-12270
170.  
07/10/18  
Transcript of PUC Ad Hoc Commission Meeting for Docket EL18-003  
12271-12352
171.  
07/16/18  
Comments of Scott Brink, Elaine Bauer, Dewayne Bauer, Kevin Wolf and Mary Randall  
and Comments of Scott Brink, Elaine Bauer, Dewayne Bauer, Kevin Wolf and Mary Randall Confidential (not  
available to the public)  
12353-12355  
Confidential  
12356-12358
172.  
07/19/18  
Dakota Range I, LLC and Dakota Range II, LLC's Affidavits of Publication (Watertown Public Opinion, Grant  
County Review and South Shore Gazette)  
12359-12364
173.  
07/23/18  
Final Decision and Order Granting Permit to Construct Wind Energy Facility  
Notice of Entry with Attachment A  
12365-12390
174.  
08/02/18  
Comments of Daniel Dockter  
and Comments of Daniel Dockter Confidential (not available to the public)  
12391  
Confidential  
12392
175.  
08/17/18  
Dakota Range I, LLC and Dakota Range II, LLC's Letter regarding Paragraph 22 of the Permit Conditions  
Affidavit of Brenna Gunderson Providing Notice of Turbine Adjustments Up to 250 Feet  
Exhibit A - Maps of Turbine Adjustments  
Exhibit A - Maps of Turbine Adjustments Confidential (not available to the public)

**Individual Report for Docket Number : CIV18-070**

Exhibit B - Summary of Turbine Adjustment Requirement Compliance

Exhibit C - Updated Sound Level Analysis Results

Exhibit D - Updated Shadow Flicker Analysis Results

and Certificate of Service

12394-12400

Confidential

12401-12403

12405-12414

176.

08/17/18

Dakota Range I, LLC and Dakota Range II, LLC's Letter regarding Paragraph 22 of the Permit Conditions

Affidavit of Brenna Gunderson Support of Request for Approval of Turbine Adjustments

Exhibit A - Maps of Turbine Adjustments

Exhibit A - Maps of Turbine Adjustments Confidential (not available to the public)

Exhibit B - Summary of Turbine Adjustment Requirement Compliance

Exhibit C - Updated Sound Level Analysis Results

Exhibit D - Updated Shadow Flicker Analysis Results

and Certificate of Service

12415-12421

Confidential

12422-12424

12425-12434

177.

08/24/18

Kristi Mogen's Email regarding Turbine Shifts and Receptor Numbers

12435-12436

178.

08/27/18

PUC Staff's Letter regarding Turbine Shifts

12437

09/07/18 - Dakota Range, LLC, and Dakota Range II, LLC's Motion to Dismiss – M:/motiontodismiss.pdf

09/07/18 - Dakota Range I, LLC, and Dakota Range II, LLC's Memorandum in Support of Motion to Dismiss –

M:/memo.pdf

09/07/18 - Affidavit of Melissa Tomelden in Support of Dakota Range I, LLC and Dakota Range II, LLC's Motion to

Dismiss – M:/dakotarangeaffidavit.pdf

09/07/18 - Affidavit of Mollie M. Smith in Support of Dakota Range I, LLC and Dakota Range II, LLC's Motion to

Dismiss- M:/dakotarangeaffidavit2.pdf

09/07/18 - Exhibit A - Final Decision and Order Granting Permit to Construct Wind Energy Facility

Notice of Entry – M:/exhibitA.pdf

09/07/18 - Exhibit B - John C. Wiles' Email to Kristen Edwards and Mollie Smith regarding Notice of Appeal and

Attachments – M:/exhibitB.pdf

09/07/18 - Exhibit C - Mollie Smith's Email regarding Portal Access Request Was Denied – M:/exhibitC.pdf

09/07/18 - Exhibit D - Admission of Services -M:/exhibitD.pdf

## Individual Report for Docket Number : CIV18-070

09/07/18 - Exhibit E - Sheriff's Return of Personal Service – M:/exhibite.pdf  
09/07/18 - Dakota Range I, LLC, and Dakota Range II, LLC's Proposed Findings of Fact and Conclusions of Law (Rejected by UJS) Refiled below.  
09/07/18 - Certificate of Service - :/certificateofservice090718  
09/07/18 - Dakota Range I, LLC, and Dakota Range II, LLC's Proposed Findings of Fact and Conclusions of Law – M:/findingsoffacts.pdf  
09/10/18 - PUC's Certificate of Service to Parties – M:/certificateofservice091018.pdf  
09/10/18 - Clerk's Statement – M:/clerkstatement  
09/10/18 - Order Appointing Judge – M:/order.pdf  
09/27/18 - Dakota Range I, LLC and Dakota Range II, LLC's Notice of Hearing for Motion to Dismiss - M:/noticeofhearing.pdf  
09/27/18 - Certificate of Service - M:/certificateofservice092718.pdf  
09/28/18 - Public Utilities Commission's Joinder of Dakota Range I, LLC and Dakota Range II, LLC's Motion to Dismiss - M:/joinder.pdf  
09/28/18 - Certificate of Service - M:/certificateofservice092818.pdf  
10/15/18 - Notice of Appearance of Attorneys for Dakota Range I, LLC and Dakota Range II, LLC(Lee Schoenbeck and Joe Erickson) - M:/noticeofappear101518.pdf  
10/15/18 - Certificate of Service - M:/certificateofservice101518.pdf  
10/15/18 - Appellants' Brief in Opposition to Dakota Range I, LLC, Dakota Range II, LLC and PUC's Motion to Dismiss - M:/briefinoppositiontodakotarangandpucsmotiontodismiss.pdf  
10/15/18 - Affidavit of John C. Wiles in Support of Appellant's Brief - M:/affidavitojcwinsupportofbrief.pdf  
10/15/18 - Exhibit 1 – Notice of Appeal PUC Docket EL18-003 - m:/exhibit1brief.pdf  
10/15/18 - Exhibit 2 – Email from Kristen Edwards, PUC Staff - M:/exhibit2brief.pdf  
10/15/18 - Exhibit 3 – Admission of Service, PUC - M:/exhibit3brief.pdf  
10/15/18 - Exhibit 4 – Admission of Service, Grant County - M:/exhibit4brief.pdf  
10/15/18 - Exhibit 5 – Admission of Service, Codington County - M:/exhibit5brief.pdf  
10/15/18 - Exhibit 6 – Letter to Hughes County Sheriff's Office - M:/exhibit6brief.pdf  
10/15/18 - Exhibit 7 – Hughes County Sheriff's Office Return of Personal Service #16941 - M:/exhibit7brief.pdf  
10/18/18 - Exhibit 8 – Hughes County Sheriff's Office Return of Personal Service #16942 - M:/exhibit8brief.pdf  
10/15/18 - Exhibit 9 – PUC Order Granting Party Status and Establishing Procedural Schedule, EL18-003 - M:/exhibit9brief.pdf  
10/01/18 - Certificate of Service - M:/certificateofservicebrief101518.pdf  
10/17/18 - Dakota Range I, LLC, and Dakota Range II, LLC's Reply Brief - M:/dakotarangereplybriefinsupportofmotiontodismiss.pdf  
10/17/18 - Certificate of Service - M:/certificateofservice101718.pdf  
10/18/18 - Dakota Range I, LLC, and Dakota Range II, LLC's Letter to Judge Robert L. Spears - M:/ltr101818.pdf  
10/18/18 - Notice of Appearance of Attorneys for Appellants, Teresa Kaaz and Kristi Mogen (Lindsay A. Martin) and Certificate of Service - M:/noticeofappearance3.pdf  
10/22/18 - Dakota Range I, LLC, and Dakota Range II, LLC's Motion to Dismiss - motiontodismiss2.pdf  
10/22/18 - Dakota Range I, LLC, and Dakota Range II, LLC's Memorandum in Support of Motion to Dismiss - m:/memo.pdf  
10/22/18 - Affidavit of Mollie M. Smith in Support of Dakota Range I, LLC, and Dakota Range II, LLC's Motion to Dismiss - M:/affidavitsmith.pdf  
10/22/18 - Exhibit A - Motion to Extend Briefing Schedule Filed In - In the Matter of PUC Docket No. HP 14-002, Dakota Access Pipeline LLC, Civ. 16-20 - M:/exhibita.pdf  
10/22/18 - Exhibit B - Joinder of Motion to Extend Briefing Schedule Filed In - In the Matter of PUC

**Individual Report for Docket Number : CIV18-070**

Docket No. HP 14-002, Dakota Access Pipeline LLC, Civ. 16-20 - m:/exhibitb.pdf  
10/22/18 - Exhibit C - Order filed in In the Matter of PUC Docket No. HP 14-002, Dakota Access Pipeline LLC, Case No. Civ. 16-20

**Individual Report for Docket Number : CIV18-070**

**Docket Synopsis :**