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SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

* * * *

TIMOTHY LINDGREN and
LINDA LINDGREN,
Plaintiffs and Appellants,

vs.

CODINGTON COUNTY, a political
subdivision of the State of
South Dakota, CODINGTON COUNTY
BOARD OF ADJUSTMENT, an agency
of Codington County, having
issued a certain Conditional
Use Permit, # CU018-007,
CROWNED RIDGE WIND, LLC,
CROWNED RIDGE WIND II, LLC,
BOULEVARD ASSOCIATES, LLC,
all other Persons having present
or future interests in #CU018-007,
and SOUTH DAKOTA PUBLIC UTILITIES
COMMISSION, having issued a certain
Facility Sitting Permit, Docket
EL19-003, and all other Persons
having present or future interest
in a certain Energy Facility Permit
issued by the South Dakota Public
Utilities Commission in Docket
EL19-003,
Defendants and Appellees.

) ORDER DIRECTING ISSUANCE OF
) JUDGMENT OF AFFIRMANCE

) #29229

The Court considered all of the briefs filed in the
above-entitled matter, together with the appeal record, and concluded
pursuant to SDCL 15-26A-87.1(A), that it is manifest on the face of
the briefs and the record that the appeal is without merit on the
ground that the issues on appeal are clearly controlled by settled

#29229, Order

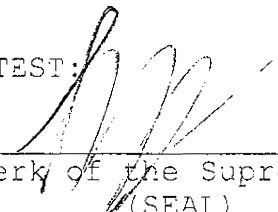
South Dakota law or federal law binding upon the states (SDCL 15-26A-87.1(A)(1)), now, therefore, it is

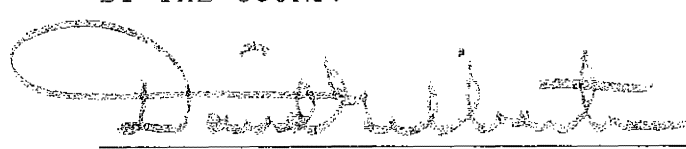
ORDERED that a judgment affirming the Order of the circuit court be entered forthwith.

DATED at Pierre, South Dakota, this 1st day of June, 2020.

BY THE COURT:

ATTEST:


Clerk of the Supreme Court
(SEAL)


David Gilbertson, Chief Justice

Justice Steven R. Jensen disqualified.

PARTICIPATING: Chief Justice David Gilbertson and Justices Janine M. Kern, Mark E. Salter and Patricia J. DeVaney, and Circuit Judge Michael W. Day.

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

JUN 01 2020


Clerk