BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF SOUTH DAKOTA

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IN THE MATTER OF THE)	Docket No. EL 16-022
APPLICATION BY PREVAILING)	
WINDS, LLC, FOR A WIND ENERGY)	
FACILITY PERMIT FOR THE)	
PREVAILING WINDS WIND ENERGY)	
FACILITY)	
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)	

MOTION TO WITHDRAW APPLICATION WITHOUT PREJUDICE

Comes now Prevailing Winds, LLC ("Prevailing Winds") by and through its attorneys, Lee A. Magnuson and Lindquist & Vennum, LLP, and hereby submits to the South Dakota Public Utilities Commission ("Commission"), this Motion to Withdraw the Application Without Prejudice.

In support of this Motion, Prevailing Winds sets forth the following:

- 1. On June 28, 2016, Prevailing Winds filed an Application to the South Dakota Public Utilities Commission for a Facility Permit ("Application").
- 2. On August 24, 2016, after notice, a public meeting on the Application was held in Avon, South Dakota.
- 3. The deadline for application for party status is August 29, 2016. Certain applications for party status have been filed.
- 4. This matter has not yet been formally set for hearing before the Commission and no procedural order/schedule has been entered.
- 5. The Prevailing Winds project is a community wind project and community is very important to the Prevailing Winds Investors and Board of Governors. Unfortunately,

misinformation has been circulated about the project. Keeping the interests of the community and the project in mind, Prevailing Winds is moving to withdraw the Application to allow Prevailing Winds to better inform the community on the wind project and allow Prevailing Winds to revisit its options regarding the project.

WHEREFORE, Prevailing Winds respectfully requests the Commission enter an order approving the withdrawal of the pending Application without prejudice.

Dated this 30 day of August, 2016.

PREVAILING WINDS, LLC

By

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CERTIFICATE OF SERVICE

The undersigned, Lee A. Magnuson, hereby certify that I have sent via email a copy of the Motion to Withdraw Application Without Prejudice to the following parties:

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Dated this 30 day of Agust, 2016.

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