

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

**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**

* **CROCKER WIND FARM, LLC'S FIRST**
* **SET OF DATA REQUESTS TO**
* **INTERVENORS**
* **EL17-055**
*
*
*

Below, please find Crocker Wind Farm, LLC's ("Crocker") First Set of Data Requests to Intervenor¹. Please submit responses within 10 business days or promptly contact the undersigned to discuss an alternative arrangement. In addition, please specify the responder when answering each interrogatory. Should any response have subparts answered by more than one individual, identify the respondent by subpart.

- 1-1) Provide copies of all data requests submitted by the PUC Staff to the Intervenor in this proceeding and copies of all responses provided to those data requests. Provide this information to date and on an ongoing basis.
- 1-2) In the Intervenor's Application for Party Status in the above-referenced action, it states: "Reasons for such opposition [by Intervenor] include but are not limited to: concerns regarding the applicant's compliance with applicable laws and rules; concerns involving the environmental, social, and economic injury the project will have on the [Intervenor] and the area; concerns that the project will impair the health, safety, and welfare of the applicants and inhabitants of the area; and concerns that the project will interfere with the orderly development of the region." With respect to above, please respond to the following:
 - a) Identify the basis of each Intervenor's opposition to the Project related to "concerns involving the environmental, social, and economic injury the project will have on the [Intervenor] and the area."
 - b) Identify the basis of each Intervenor's opposition to the Project related to "concerns that the project will impair the health, safety, and welfare of the [Intervenor] and inhabitants of the area."
 - c) Identify the basis of each Intervenor's opposition to the Project related to "concerns that the project will interfere with the orderly development of the region."

¹ For the purposes of these requests, "intervenor" shall refer to those intervenors granted party status in this docket in the South Dakota Public Utilities Commission's Order Granting Intervention and Party Status on February 26, 2018.

- 1-3) For each individual Intervenor, identify:
 - a) Whether Intervenor owns property or resides in the vicinity of the proposed Crocker Wind Farm (“Project”) and, if so, the location (by section, township, and range) of such property and/or residence;
 - b) If Intervenor has a residence in the vicinity of the Project, how far said residence is from the closest proposed Project turbine location;
 - c) If Intervenor has a residence in the vicinity of the Project, whether the Intervenor lives at the residence throughout the entire year and, if not, how many months of the year the Intervenor lives at the residence;
 - d) If Intervenor owns property in the vicinity of the Project, how Intervenor uses his/her land, including, but not limited to, whether the Intervenor uses his/her land for agricultural purposes;
 - e) Intervenor’s occupation;
 - f) Any mitigation measures that could address Intervenor’s concerns with respect to the Project, including those concerns identified in response to Data Request 1-2(a)-(c);
 - g) Any documents, information, education, training, or professional experience the Intervenor has relied upon to form his/her opinions concerning the Project. Where Intervenor has relied upon documents or other tangible materials, please provide such documents and/or materials; and
 - h) With respect to those Intervenor who own property and/or reside in the vicinity of the Project, any sensitive or unique features of that property that the Intervenor asserts would be impacted by the Project.
- 1-4) Identify any witnesses, including expert witnesses, who are anticipated to submit testimony on behalf of Intervenor. For each anticipated witness:
 - a) Describe the subject matter of the witness’s testimony; and
 - b) Identify and provide copies of any documents the witness intends to rely on to support his/her testimony.
- 1-5) Identify and provide any exhibits Intervenor intend to rely upon or use at the evidentiary hearing in this matter.
- 1-6) Identify and provide any documents any Intervenor submitted at the public input hearing in this matter.

- 1-7) Identify any communications, written or otherwise, an Intervenor has had with units, officials, and/or representatives of local, state, and/or federal governments or agencies concerning the Project.
- a) For any written communications, provide a copy of the communication.
 - b) For any unwritten communications, provide the date of the communication, the persons involved, and the subject matter of the communication.
- 1-8) Identify any communications, written or otherwise, an Intervenor has had regarding the Project with owners of infrastructure located within the Project boundaries, including, but not limited to, Northern Border Pipeline Company and Interstate Telecommunications Cooperative.
- a) For any written communications, provide a copy of the communication.
 - b) For unwritten communications, provide the date of the communication, the persons involved, and the subject matter of the communication.

Dated this 9th day of March, 2018.

Respectfully Submitted,

By /s/ Mollie M. Smith

Mollie M. Smith
FREDRIKSON & BYRON, P.A.
Attorneys for Crocker Wind Farm, LLC
200 South Sixth Street, Suite 4000
Minneapolis, MN 55402
Phone: (612) 492-7270
Fax: (612) 492-7077

AND

Brett Koenecke
Kara C. Semmler
MAY, ADAM, GERDES & THOMPSON LLP
Attorneys for Crocker Wind Farm, LLC
503 South Pierre Street
P.O. Box 160
Pierre, South Dakota 57501-0160
Telephone: (605) 224-8803

CERTIFICATE OF SERVICE

Mollie M. Smith, of Fredrikson & Byron, P.A., hereby certifies that on the 9th day of March, 2018, a true and correct copy of the Crocker Wind Farm, LLC's First Set of Data Requests to Intervenors and this Certificate of Service were served electronically on the Parties listed below:

Reece M. Almond
Davenport, Evans, Hurwitz & Smith. LLP
206 West 14th Street
Sioux Falls, SD 57101
ralmond@dehs.com

/s/ Mollie M. Smith

Mollie M. Smith