



April 25, 2019

VIA ELECTRONIC FILING

Ms. Patricia Van Gerpen
Executive Secretary
South Dakota Public Utilities Commission
500 E. Capitol Avenue
Pierre, SD 57501-5070

**RE: Notice of Early Construction Start
In the Matter of the Application by Prevailing Wind Park, LLC for a Permit
of a Wind Energy Facility in Bon Homme County, Charles Mix County and
Hutchinson County, South Dakota, for the Prevailing Wind Park Project
Docket EL18-026**

Dear Ms. Van Gerpen:

On November 28, 2018, the South Dakota Public Utilities Commission (“Commission”) issued its Final Decision and Order Granting Permit to Construct Facilities and Notice of Entry (“Order”). The Order required, in Condition No. 29, that Prevailing Wind Park, LLC (“Prevailing Wind Park”) submit specified filings 30 days prior to commencing construction. Prevailing Wind Park made the required filings on March 29, 2019 with the intention of starting construction on or after April 28, 2019. Unfortunately, Prevailing Wind Park’s Project Manager improperly authorized the contractor to conduct certain stormwater protection and grading work on April 22nd, six days early.

Upon realizing the mistake, Prevailing Wind Park contacted Commission Staff on Tuesday, April 23, 2019 to self-report that the stormwater protection and grading work had taken place. Commission Staff recommended that Prevailing Wind Park make a filing in the docket.

The early start activities occurred on April 22 and 23, 2019 and were limited to grading and installation of silt fencing on a 10-acre parcel owned by Prevailing Wind Park where the Project substation and O&M building are to be located. Enclosed are two photographs taken on April 23, 2019 showing the affected area. Photo #1 was taken from the corner of 296th Street and Hwy 46, looking southeast. Photo #2 was taken from 296th Street looking south. Upon realizing the mistake on the morning of April 23rd, Prevailing Wind Park immediately directed its contractor to halt work and to remove all equipment from the site.

Prevailing Wind Park is committed to meeting its obligations under the Commission’s Order and has confirmed with its employees assigned to the Project and contractor that no

Ms. Patricia Van Gerpen
April 25, 2019
Page 2

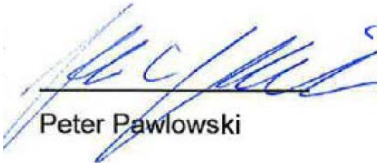
construction activities may occur prior to April 28, 2019 and that after that date construction may only commence with the explicit authorization of the undersigned.

Prevailing Wind Park regrets this error and apologizes for any difficulties this early start may have caused.

Please contact me with any questions. I am also available to meet with the Commission and/or Commission Staff to discuss this violation in person.

Sincerely,

Vice President, Wind



Peter Pawlowski

Enclosures

cc: Certificate of Service/Service List

Photo #1



Photo #2

