



Gary Hanson, Chairman  
Chris Nelson, Vice Chairman  
Kristie Fiegen, Commissioner

*South Dakota*

**PUBLIC UTILITIES COMMISSION**

500 East Capitol Avenue  
Pierre, South Dakota 57501-5070  
[www.puc.sd.gov](http://www.puc.sd.gov)

(605) 773-3201

Consumer Hotline  
1-800-332-1782

Email  
[puc@state.sd.us](mailto:puc@state.sd.us)

June 6, 2020

Patricia Van Gerpen  
Executive Director  
SD Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501

RE: EL18-059- In the Matter of the Application of Lookout Solar Park I, LLC for a Permit of a Solar Energy Facility in Oglala Lakota County

Ms. Van Gerpen,

This letter is intended to provide additional information to the Public Utilities Commission regarding the status of Lookout Solar Park I, LLC's (Lookout Solar) payment of invoices. Based on this information, Commission Staff (Staff) requests the Commission defer this item from the June 9, 2020 Commission Meeting.

On January 4, 2019, the Commission issued an Order Assessing Filing Fee; Order Authorizing Executive Director to Enter into Consulting Contracts (Order). The Order required Lookout Solar pay a filing fee up to \$250,000 to defray Commission expenses incurred in analyzing and ruling upon the Application, with an initial deposit of \$8,000. While Lookout Solar did pay the initial deposit and some expenses invoiced during the process, there is currently an outstanding invoice that has been unpaid for some months.

Lookout Solar did attempt to make payment on the past due invoice. On May 18, 2020, the Commission received a payment, however on May 29, 2020, the Commission learned the check had been returned by the bank. At that time, Staff determined it was necessary to bring this matter to the Commission's attention with the goal of securing payment before the end of the current fiscal year.

Today, Staff can report that Lookout Solar has been in communication with Staff to make arrangements to pay the past due invoice. At this point, Staff is waiting for confirmation for the most recent payment to clear the bank, a process that can take up to two weeks.

Based on Lookout Solar's payment and the delay in waiting for the payment to clear, Staff respectfully requests the Commission defer this matter from the June 9, 2020 Commission meeting.

Sincerely,

*Amanda M. Reiss*

Amanda Reiss  
Staff Attorney