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From the office of Miles F. Schumacher

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October 3, 2019

Ms. Patricia Van Gerpen, Executive Director
South Dakota Public Utilities Commission
Capital Building, 1st Floor
500 East Capital Avenue
Pierre, SD 57501-5070

Re: Request for Extension
Docket No. EL19-003
Application to the SD PUC for a Facility Permit to Construct
A 300 Megawatt Wind Facility

Dear Ms. Van Gerpen:

On July 26, 2019, the South Dakota Public Utilities Commission ("Commission") issued a Final Decision and Order Granting Permit to Construct Facility, subject to the conditions set forth in Attachment A to the Order. Condition No. 45, among other things, required the following:

Applicant shall consult with SDGFP and USFWS on the proposed survey methodology for the post-construction lek monitoring. Results of the post-construction lek monitoring shall be reported to the SDGFP and USFWS after the first year of monitoring and a final report should be compiled and submitted to the SDGFP and USFWS at the end of the second year of monitoring. **Within 90 days of the issuance of this Final Order, Applicant and Staff shall work together to develop a mitigation plan that will be incorporated into Applicant's Wildlife Conservation Strategy in case impacts to prairie grouse leks are found.** (Emphasis added).

Crowned Ridge Wind, LLC ("CRW") has consulted with Commission Staff ("Staff") as well as South Dakota Game, Fish, and Parks ("SDGFP") on the mitigation plan. CRW, Staff, and SDGFP agree that a 60-day extension is needed to develop the mitigation plan required in Condition No. 45. For example, additional time is needed to develop the mitigation plan due to the lack of pre-construction lek reference data, and, therefore, an analysis of a 50-mile area

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surrounding the CRW project will be required to ensure that representative reference leks are identified. Without representative leks identified for a control group, the development of a

mitigation plan cannot be completed. CRW believes a 60-day extension will provide sufficient time to identify the lek control group and finalize other details related to the mitigation plan. Accordingly, CRW respectfully requests that the Commission grant CRW a 60-day extension to develop the mitigation plan required in Condition No. 45.

If you have any questions, please contact me.

Yours very truly,

LYNN, JACKSON, SHULTZ & LEBRUN, P.C.



Miles F. Schumacher