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From the office of Miles F. Schumacher
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February 20, 2020

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

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

Dear Ms. Van Gerpen:

Crowned Ridge Wind, LLC ("Crowned Ridge") requests that the Commission dismiss Intervenor Mogen's December 30, 2019 complaints and Intervenor's¹ February 3, 2020 complaints. In response to Intervenor Mogen's December 30, 2019 submittal, the Staff of the South Dakota Public Utilities Commission explained that the compliant process available to Intervenor Mogen was the consumer complaint process set forth in ARDS 20:10:01:07:10 through 20:10:11:01, and that Intervenor Mogen's complaints should be reviewed under that process. Staff's Second Memorandum at 2 (January 6, 2020). Instead of following Staff's recommendation, Intervenor Mogen did not re-file the December 30, 2019 complaints under the consumer complaint process, but, rather, joined with other Intervenor's on February 3, 2020 to file new and revised complaints again outside of the consumer complaint process, leaving the complaints in a procedural limbo. Given that Intervenor's complaints do not procedurally comply with the Commission's consumer complaint process, Crowned Ridge requests that the Commission dismiss Intervenor's December 30, 2019 and February 3, 2020 complaints.

If you have any questions, please contact me.

Yours very truly,

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


Miles F. Schumacher

¹ The February 3, 2020 complaints were submitted by Intervenor's Krisi Mogen, Amber Christenson, Allen Robish, and Melissa and Patrick Lynch.