

THE LAW PRACTICE OF ARVID J. SWANSON, P.C.

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May 17, 2021

*Electronic Filing &
Scan to all Persons on PUC E-Service List per Certificate of Service*
Patricia Van Gerpen, Executive Director
SOUTH DAKOTA PUBLIC UTILITIES COMMISSION
Pierre, South Dakota

Re: File 6184-004. • *In re Docket EL19-027, Crowned Ridge Wind II, LLC
Codington, Grant & Deuel Counties*

Dear Director Van Gerpen:

This concerns the filing of May 4, 2021, entitled "Crowned Ridge Wind II Post-Construction Sound Monitoring Protocol," prepared by RSG on behalf of Xcel Energy. Steven and Mary Greber are among the persons I represent in this matter, being also the current Appellants to the South Dakota Supreme Court in # 29610. As counsel, my focus is on a timely submission of the opening briefs in that case (hopefully to be served tomorrow) rather than the current activity in your docket by Xcel.

The Grebers are the owners of monitoring site LT6, located about 2000 feet west of WTG-23, as noted at page 19 of the RSG report. This is the closest wind turbine to their home. My clients have commented that the monitors – as mapped – appear to be placed behind buildings and trees, not in open exposure to the identified wind turbine. Mr. Greber recently communicated his observations to the Commission (without advance notice to his counsel), and whether those communications impacted the sound monitoring protocol is unknown to this writer. Regardless, if inquiry is to be made now, that activity should seek to establish the sound levels my clients are most likely to hear, rather than monitoring at locations otherwise shielded to some degree from the nearest turbine.

My clients submit that the placement if these monitors are such that the structures and trees are likely to partially protect the monitors, rather than representing a fair reading of the noise received at the occupied residence itself. Thank you!

Very truly yours,
ARVID J. SWANSON P.C.



A.J. Swanson

c: All persons listed in the current Service List,
as reflected in the Certificate of Service
submitted herewith, including counsel for
Applicant:

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Garry Ehlebracht, *et al.*