

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER OF THE APPLICATION)
BY WILD SPRINGS SOLAR, LLC FOR A)
PERMIT OF A SOLAR ENERGY)
FACILITY IN PENNINGTON COUNTY,)
SOUTH DAKOTA**

**MOTION FOR ADOPTION OF
PROCEDURAL SCHEDULE**

EL20-018

COMES NOW, Staff of the South Dakota Public Utilities Commission (Staff) and hereby files this Motion for Adoption of Procedural Schedule.

This docket was opened on May 15, 2020, with the filing by Wild Springs Solar, LLC (Applicant) for a permit of a solar energy facility in Pennington County, South Dakota. The parties to this proceeding are currently Staff and Applicant as well as the Bundorf Family Trust (Intervenor).

Under SDCL 49-41B-25, the Commission must issue a decision on this matter within nine months of filing, so the Commission must issue a decision by the middle of February, 2021. Staff attempted to prepare a proposal which met that time constraint and allowed sufficient time during the process to engage in meaningful discovery. Additionally, Staff worked to ensure the proposed schedule allowed time following the hearing for the parties to review the transcript, submit post-hearing briefs, file necessary motions, and give the Commission sufficient time to issue a final decision within the time frame required by statute.

As always, Staff does prefer to bring a schedule to the Commission that all parties agree with. Staff did send the proposed procedural schedule to the parties for comments and received feedback from one party.

ACTION	ESTIMATED DATE
Applicant Supplemental Testimony Due	August 25, 2020
Staff/Intervenor Testimony Due	October 16, 2020
Rebuttal Testimony Due	November 13, 2020
Final Discovery to All Parties	November 18, 2020
Responses to Final Discovery	December 4, 2020
Witness/Exhibit Lists Due	December 8, 2020
Exhibits Prefiled	December 10, 2020
Evidentiary Hearing	December 15-17, 2020
Post-Hearing Brief and Proposed Findings of Fact	January 8, 2021

Additionally, given that state statute requires Commission issue a decision within nine months of receiving an application for a solar energy facility, Staff requests the Commission establish a ten-business day deadline for responses to discovery requests, with the exception of final discovery, which Staff request be due as provided in the proposed schedule.

WHEREFORE, Staff proposed this procedural schedule and respectfully requests the Commission grant the Motion and adopt the procedural schedule as detailed in this Motion and establish a ten-business day deadline for responses to discovery requests, with the exception of final discovery.

Dated this 28th day of July 2020.



Amanda M. Reiss
Staff Attorney
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501
Phone: (605)773-3201
Amanda.reiss@state.sd.us