

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

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**IN THE MATTER OF THE  
PETITION OF GEVO NET-ZERO 1,  
LLC TO HAVE KINGSBURY  
ELECTRIC COOPERATIVE, INC.  
ASSIGNED AS ITS ELECTRIC  
PROVIDER IN THE SERVICE  
AREA OF OTTER TAIL POWER  
COMPANY**

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**KINGSBURY ELECTRIC COOPERATIVE,  
INC.’S**

**PETITION TO INTERVENE**

**EL24-024**

**KINGSBURY ELECTRIC COOPERATIVE INC.’S PETITION TO INTERVENE**

Kingsbury Electric Cooperative, Inc. (“*Kingsbury*”), by its undersigned counsel hereby petitions the South Dakota Public Utilities Commission (“*Commission*”) for intervention in the above-captioned proceeding pursuant to SDCL § 1-26-17.1, ARSD § 20:10:01:15.02 and 20:10:01:15.03. In support hereof, East River states as follows:

1. Kingsbury is a not-for-profit electric cooperative that delivers retail power to its members, which includes a large portion of the geographic area located within Kingsbury County, South Dakota.

2. Gevo Net-Zero 1, LLC (“NZ1”) plans to construct, own and operate a low-carbon, sustainable aviation, and related renewable fuels plant (“*Facility*”) in Kingsbury, South Dakota. NZ1 is a new customer, seeking electrical service at a new location, and the site is within the service territory of Otter Tail Power Company

3. On June 28, 2024, NZ1 filed a Petition for Electrical Service (the “*Petition*”) pursuant to SDCL § 49-34A-56, in which it requested the Commission assign Kingbury as the supplier of electrical service to the Facility.

4. Kingsbury is a member of East River. East River delivers wholesale power to Kingsbury. Kingsbury provides retail electric service to its members

5. On July 3, 2024, the Commission noticed the filing of the Petition and established an intervention deadline of July 19, 2024.

6. On March 26, 2024, East River, Kingsbury and NZI executed a contribution in-aid of construction (CIAC) agreement for facilities necessary for the immediate area around the NZI Facility to serve load and Kingsbury and NZI have fully negotiated an Electric Service Agreement.

7. East River and Kingsbury expect to invest millions of dollars in new infrastructure to reliably serve the Facility.

8. Kingsbury's pecuniary interests will be directly and immediately affected by the Commission's decision on the Petition. Kingsbury desires to intervene in this matter to provide information regarding its ability to provide retail power to NZI and construct reliable infrastructure to serve the Facility.

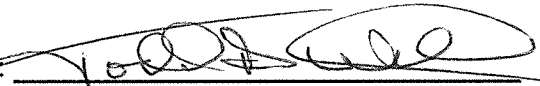
9. In addition to customer preference, Kingsbury believes it is well situated to provide electrical service to NZI under the criteria established by SDCL §49-34A-56.

8. Based on the foregoing, Kingsbury is an interested party in this matter entitled to intervening party status.

WHEREFORE, Kingsbury requests that the Commission grant this Petition to Intervene and allow Kingsbury to be granted party status in this proceeding.

Dated this 15th day July, 2024.

**KINGSBURY ELECTRIC COOPERATIVE, INC.**

By. 

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