

November 26, 2024

Patricia Van Gerpen, Executive Director
South Dakota Public Utilities Commission
Capitol Building, 1st Floor
500 E. Capitol Avenue
Pierre, SD 57501

Re: EL24-024 and EL24-025

Dear Executive Director:

This is to advise the Commission that the undersigned parties, by and through their respective counsel, have agreed in principle on the terms and conditions of settlement agreement which, subject to Commission approval, would resolve all issues in the above consolidated matters. Commission Staff have assisted the parties in resolving this matter.

We write this letter to inform the Commission the parties intend to file a motion by close of business today asking the Commission to approve the settlement agreement. If approved, it will be unnecessary to have a hearing on the consolidated dockets currently scheduled for December 9, 2024 in Pierre. We also write ahead of the motion in hopes that the motion can be put on the agenda for consideration by the Commission at its December 3, 2024 regularly scheduled meeting.

Please feel to reach out to any of the undersigned with any questions. Thank you.

OTTER TAIL POWER COMPANY

KINGSBURY ELECTRIC COOPERATIVE, INC.

By: /s/ Robert M. Endris
Name: Robert M. Endris
Title: Associate General Counsel

By: /s/ Todd Wilkinson
Name: Todd Wilkinson, Esq.

EAST RIVER ELECTRIC POWER
COOPERATIVE, INC.

GEVO NET-ZERO 1, LLC

By: /s/ Danny Brown
Name: Danny Brown
Title: General Counsel

By: /s/ Christian Petersen
Name: Christian Petersen
Title: Assistant General Counsel
(admitted pro hac vice)

DAKOTA RENEWABLE HYDROGEN LLC

By: /s/ Todd J. Guerrero
Name: Todd J. Guerrero, Esq.
(admitted pro hac vice)