

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

**IN THE MATTER OF THE APPLICATION)
OF FLYING COW WIND, LLC FOR A)
FACILITY PERMIT TO CONSTRUCT A)
345 KV TRANSMISSION LINE AND)
ASSOCIATED FACILITIES IN DEUEL)
COUNTY)**

**ORDER GRANTING
MOTION TO EXTEND DEADLINE
OF COMMISSION ACTION**

EL18-045

On October 24, 2018, the South Dakota Public Utilities Commission (Commission) received a facility permit application (Application) from Flying Cow Wind, LLC (FCW or Applicant), a wholly-owned subsidiary of Roaring Fork Wind, LLC, the joint venture formed by subsidiaries of its affiliate Renewable Energy Systems Americas, Inc. and Vestas Wind Systems A/S. FCW proposes to construct approximately 10.42 miles of 345-kilovolt (kV) overhead transmission line, a substation, and associated facilities (Project) located entirely within Deuel County, South Dakota. The starting point of the transmission line for the Project is proposed to be located in Government Lot 2 of Section 34 in Township 114N, Range 47W, Norden Township. The ending point will be in the NW 1/4 of Section 22, Township 113N, Range 48 West, Scandinavia Township. The Project is expected to be in service by the third quarter of 2020. FCW estimates the total construction cost of the proposed Project to be approximately \$19.85 million. Applicant also requested the Commission transfer the \$8,000 initial deposit made for EL18-039 to this docket for the required filing fee.

On October 25, 2018, the Commission electronically transmitted notice of the filing and the intervention deadline of December 26, 2018, to interested persons and entities on the Commission's PUC Weekly Filings electronic listserv. On October 26, 2018, the Commission issued a Notice of Application; Order for and Notice of Public Input Hearing; Notice of Opportunity to Apply for Party Status. On November 5, 2018, the Commission issued an Order Assessing Filing Fee; Order Transferring Initial Deposit; Order Authorizing Executive Director to Enter into Consulting Contracts.

On July 31, 2019, FCW filed a Motion to Extend Deadline for Commission Action (Motion). According to the Motion, the Project was acquired by Avangrid Renewables, LLC in the spring of 2019. FCW requests additional time to assure the Application and data request answers are accurate due to the change in Project ownership. Pursuant to SDCL 49-41B-24.1, FCW requests the Commission extend the one-year deadline by at least six months.

The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-41B, specifically 49-41B-24.1, and ARSD Chapter 20:10:22.

At its regularly scheduled meeting on September 3, 2019, the Commission considered this matter. Commission staff recommended that the Commission grant FCW's Motion and extend the deadline for Commission action by six months. The Commission voted unanimously to grant FCW's Motion and to extend the one-year deadline for six months. It is therefore

ORDERED, that FCW's Motion is hereby granted. It is further

ORDERED, that the new deadline for Commission action is April 24, 2020.

Dated at Pierre, South Dakota, this 6th day of September 2019.

<p style="text-align: center;">CERTIFICATE OF SERVICE</p> <p>The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail.</p> <p>By: <u>Karen E. Bremer</u></p> <p>Date: <u>09/06/19</u></p> <p style="text-align: center;">(OFFICIAL SEAL)</p>

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner