

December 17, 2024

VIA E-FILING

Mr. William Seuffert
Executive Secretary
Minnesota Public Utilities Commission
121 7th Place East, Suite 350
Saint Paul, MN 55101-2147

The Honorable Joseph C. Meyer
Office of Administrative Hearings
600 North Robert Street
P.O. Box 64620
Saint Paul, MN 55164-0620

Re: In the Matter of the Application of Enbridge Solar (Plummer), LLC for a Site Permit for the up to 130 MW Plummer Solar Project in Red Lake County, Minnesota

MPUC Docket No. IP-7103/GS-22-451

OAH Docket No. 28-2500-40093

Dear Mr. Seuffert and Judge Meyer:

Enclosed please find Enbridge Solar (Plummer), LLC's (Plummer Solar) Proposed Findings of Fact, Conclusions of Law and Recommendations. Plummer Solar notes that one of its proposed changes to Draft Site Permit Special Condition 5.5 (the addition of "conduct surveys to verify that no nesting activity is present and") was inadvertently omitted from its prior comments,¹ but is included in Plummer Solar's Proposed Findings at Findings 169 and 186 and is reproduced below:

5.5 Short-eared Owl and Marbled Godwit:

The Permittee shall, to the extent practicable, avoid impacts to prairie, wetlands, grasslands, shrub swamp, peatlands, and other suitable short-eared owl and marbled godwit habitat during the April through July ~~migratory~~ nesting season. If impacts are likely to occur during the ~~migratory~~ nesting season, the Permittee shall conduct surveys to verify that no nesting activity is present and confer with the Minnesota Department of Natural Resources regarding mitigation measures.

This correspondence and enclosures have been e-filed today through www.edocket.state.mn.us. A copy of this filing is also being served upon the persons on the Official Service Lists of record. A courtesy Microsoft Word copy is also being emailed to Judge Meyer and the Department. Please let me know if you have any questions regarding this filing.

¹ Plummer Solar proposed revisions to Special Condition 5.5 to better reflect the Minnesota Department of National Heritage Review response for mitigating impacts to the Short-eared Owl and Marbled Godwit. *See* Ex. PLU-9 at 8-9 (Initial Comments on EA).

Mr. Seuffert and Judge Meyer
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Sincerely,

FREDRIKSON & BYRON, P.A.

A handwritten signature in black ink, appearing to read 'CKB', followed by a long horizontal line.

Christina K. Brusven
Direct Dial: (612) 492-7412
Email: cbrusven@fredlaw.com

Enclosures

**In the Matter of the Application of Enbridge
Solar (Plummer), LLC for a Site Permit for the
up to 130 MW Plummer Solar Project in Red
Lake County, Minnesota.**

**MPUC Docket No. IP-7103/GS-22-451
OAH Docket No. 28-2500-40093**

CERTIFICATE OF SERVICE

Maia Martinez certifies that on the 17th day of December, 2024, she e-filed true and correct copy the Proposed Findings of Fact, Conclusions of Law and Recommendations on behalf of Enbridge Solar (Plummer), LLC via eDockets (www.edockets.state.mn.us).

Said documents were also served as designated on the Official Service Lists on file with the Minnesota Public Utilities Commission and as attached hereto.

Executed on: December 17, 2024

Signed: /s/ Maia Martinez

Fredrikson & Byron, P.A.
60 South Sixth Street
Suite 1500
Minneapolis, MN 55402

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10	Generic	Commerce Attorneys	commerce.attorneys@ag.state.mn.us		Office of the Attorney General - Department of Commerce	445 Minnesota Street Suite 1400 St. Paul MN, 55101 United States	Electronic Service		Yes	22-451Official CC Service List
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45	Generic Notice	Residential Utilities Division	residential.utilities@ag.state.mn.us		Office of the Attorney General - Residential Utilities Division	1400 BRM Tower 445 Minnesota St St. Paul MN, 55101-2131 United States	Electronic Service		Yes	22-451Official CC Service List
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