



September 27, 2022

Will Seuffert, Executive Secretary  
Minnesota Public Utilities Commission  
121 7<sup>th</sup> Place East, Suite 350  
Saint Paul, MN 55101-2147

**Subject: Dakota Electric Association Comments**

***In the Matter of Updating Generic Standards for Utility Tariffs for  
Interconnection and Operation of Distributed Generation Facilities Under  
Minn. Stat. §216B.1611***

***Docket Nos. E-999/CI-16-521 and E-999/CI-01-1023***

Dear Mr. Seuffert:

On August 29, 2022, the Commission issued a Notice of Comment Period (Notice) in the above-referenced dockets. This Notice states that the issue to be addressed in Comments is “Should the Commission revise or replace Attachment 6 of the September 28, 2004 Order in Docket No. E999/CI-01-1023 which creates guidelines for establishing the terms of the financial relationship between an electric utility and a distributed generation customer with no more than 10 MW of capacity?” This Notice further identified the following topics open for comment:

1. Have the parties’ positions with respect to this issue been fully and accurately state in the record?
2. Have the parties altered their positions on any of the following topics:

- a. Updates to distributed generation rate guidance provided in Attachment 6 (DG rate guidance) that include, but are not limited to the following issues:
  - b. The consistency of Attachment 6 with existing statute and rules (e.g. Minn. Stat. §§ 216B.1611 and .164 and Minn. R. ch. 7835);
  - c. For facilities between 1 and 10 MW, guidance on ensuring adequate transparency of negotiated rates and availability or consideration of Attachment 6 credits;
  - d. Better alignment of avoided capacity costs with Integrated Resource Planning and other regulatory proceedings;
  - e. Guidance that recognizes technology, location and time-specific avoided cost considerations.
3. Are any changes to the DG rate guidance warranted based on the Federal Energy Regulatory Commission's (FERC) updates to Public Utilities Regulatory Policy Act (PURPA) rules?
    - a. The appropriateness and reasonableness of calculations of DG tariff rates for DG projects between 1 and 10MW submitted by the rate-regulated utilities?<sup>1</sup>
  4. Are there other issues or concerns related to this matter?

### **Dakota Electric Comments**

Dakota Electric Association® (Dakota Electric® or Cooperative) submits these comments in response to the Commission's September 29, 2022 Notice in the above referenced dockets. The Cooperative notes that the Commission issued a similar notice of comment on August 28, 2020, and Dakota Electric provided comments on October 30, 2020 and reply comments on May 20, 2021. Dakota Electric's focus in these comments will be on issues identified by the Commission and how the financial relationship between the Cooperative and a distributed generation customer is handled through the contractual and operational relationship between Dakota Electric, as a distribution cooperative, and Great River Energy (GRE or Great River) as a generation and transmission cooperative. This contractual and operational relationship supports the coordinated purchase of output from distributed generation (DG) and qualifying facilities (QF) as established and defined by Minnesota Statutes.

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<sup>1</sup> The four rate-regulated utilities filed responses to the Commission's request for detailed description of how they calculate these rates on June 17, 2019 in the current docket (E999/CI-16-521).

The information and discussion provided below does not differ from the comments we filed on October 30, 2022 in these dockets. Dakota Electric's position with respect to the issues associated with this Notice have been accurately stated in this record and have not been altered since we articulated our position in comments filed on October 30, 2022. For ease of reference, Dakota Electric provides its analysis and discussion from its October 30, 2022 comments below.

Dakota Electric is the only rate-regulated electric distribution cooperative in the State of Minnesota. While Dakota Electric is rate-regulated by the Commission, we are also an electric distribution cooperative member of Great River Energy. Dakota Electric became an All Requirements (AR) member of Cooperative Power (one of the two predecessor generation and transmission cooperatives that merged to form GRE) in 1956. Dakota Electric purchases all wholesale power from GRE.

As an AR member of Great River Energy, it is GRE that purchases the output of any DG facility between 1 MW and 10 MW as described in Dakota Electric's Commission approved Rider for Distributed Generation. As described in Dakota Electric's Rider for Distributed Generation, if a member with DG facilities offers to sell energy or capacity from the distributed generation facility to Dakota Electric, then the purchases are made by GRE. Great River Energy's purchases are subject to GRE's requirements under GRE's Distributed Generation Tariff.

Minnesota Statutes, Section 216B.164, subdivision 4 requires cooperatives to purchase energy offered by an interconnected PURPA Qualifying Facility (QF) of 40 kW or greater. GRE and its AR Members share this purchase obligation pursuant to a PURPA Qualifying Facility Joint Implementation Plan approved by the Federal Energy Regulatory Commission (FERC) effective March 17, 2014 and as set forth in the PURPA Qualifying Facility Joint Implementation Plan Agreement between GRE and each of the AR Members.<sup>2</sup>

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<sup>2</sup> Dakota Electric notes that the MPUC was supportive of the PURPA Qualifying Facility Joint Implementation Plan when this filing was submitted to FERC.

GRE's wholesale Rate Rider S for PURPA Qualifying Facilities is applied to PURPA QFs with a nameplate capacity of 40 kW or greater and less than 20,000 kW interconnected to an AR distribution system. All provisions of the PURPA Joint Implementation Plan govern the interconnection, metering, purchases, and sales with such PURPA QFs and are subject to the avoided cost rates set forth in this rider.

Dakota Electric has no other comments at this time. We will respond to matters raised in comments of other parties in Reply Comments if necessary.

**Conclusion**

Dakota Electric appreciates the opportunity to provide comments on this matter. If you or your staff have any questions about these comments, please contact me at 651-463-6258 or [ahainen@dakotaelectric.com](mailto:ahainen@dakotaelectric.com).

Sincerely,

*/s/ Adam J. Heinen*

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**Certificate of Service**

I, Melissa Cherney, hereby certify that I have this day served copies of the attached document to those on the following service list by e-filing, personal service, or by causing to be placed in the U.S. mail at Farmington, Minnesota.

**Docket Nos. E-999/CI-16-521 and E-999/CI-01-1023**

Dated this 27th day of September 2022

*/s/ Melissa Cherney*

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Melissa Cherney

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Casey	Jacobson	cjacobson@bepc.com	Basin Electric Power Cooperative	1717 East Interstate Avenue  Bismarck, ND 58501	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Ralph	Jacobson	ralphj@ips-solar.com		2126 Roblyn Avenue  Saint Paul, Minnesota 55104	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
John S.	Jaffray	jjaffray@jrpowers.com	JJR Power	350 Highway 7 Suite 236  Excelsior, MN 55331	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Robert	Jagusch	rjagusch@mmua.org	MMUA	3025 Harbor Lane N  Minneapolis, MN 55447	Electronic Service	No	OFF_SL_16-521_Official Service List PUC

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Chris	Jarosch	chris@carrcreekelectricservice.com	Carr Creek Electric Service, LLC	209 Sommers Street North Hudson, WI 54016	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Brian	Jeremiason	bjeremiason@llec.coop	Lyon-Lincoln Electric Cooperative, Inc.	205 W. Hwy. 14 Tyler, MN 56178	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Sarah	Johnson Phillips	sarah.phillips@stoel.com	Stoel Rives LLP	33 South Sixth Street Suite 4200 Minneapolis, MN 55402	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Nate	Jones	njones@hcpd.com	Heartland Consumers Power	PO Box 248 Madison, SD 57042	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Kevin	Joyce	kjoyce@tesla.com		N/A	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Cliff	Kaehler	cliff.kaehler@novelenergy.biz	Novel Energy Solutions LLC	4710 Blaylock Way Inver Grove Heights, MN 55076	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Ralph	Kaehler	Ralph.Kaehler@gmail.com		13700 Co. Rd. 9 Eyota, MN 55934	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Michael	Kampmeyer	mkampmeyer@a-e-group.com	AEG Group, LLC	260 Salem Church Road Sunfish Lake, Minnesota 55118	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Jack	Kegel	jkegel@mmua.org	MMUA	3025 Harbor Lane N Suite 400 Plymouth, MN 55447-5142	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Tam	Kemabonta	kema4033@stthomas.edu		2115 Summit Avenue Saint Paul, MN 55105	Electronic Service	No	OFF_SL_16-521_Official Service List PUC

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Tom	Key	tkey@epri.com	EPRI	942 Corridor Park Blvd  Knoxville, TN 37932	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Ted	Kjos	tkjos@mienergy.coop	MiEnergy Cooperative	31110 Cooperative Way PO Box 626 Rushford, MN 55971	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Brad	Klein	bklein@elpc.org	Environmental Law & Policy Center	35 E. Wacker Drive, Suite 1600  Suite 1600 Chicago, IL 60601	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Jack	Kluempke	Jack.Kluempke@state.mn. us	Department of Commerce	85 7th Place East Suite 600 St. Paul, MN 55101	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Chris	Kopel	chrisk@CMPASgroup.org	Central Minnesota Municipal Power Agency	459 S Grove St  Blue Earth, MN 56013-2629	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Steve	Kosbab	skosbab@meeker.coop	Meeker Cooperative Light and Power	1725 US Hwy 12 E  Litchfield, MN 55355	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Michael	Krause	michaelkrause61@yahoo.c om	Kandiyo Consulting, LLC	433 S 7th Street Suite 2025 Minneapolis, Minnesota 55415	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Michael	Krikava	mkrikava@taftlaw.com	Taft Stettinius & Hollister LLP	2200 IDS Center 80 S 8th St Minneapolis, MN 55402	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Corrina	Kumpe	ckumpe@mysunshare.com		N/A	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Jeffrey L.	Landsman	jlandsman@wheelerlaw.co m	Wheeler, Van Sickle & Anderson, S.C.	44 E. Mifflin Street, 10th Floor  Madison, WI 53703	Electronic Service	No	OFF_SL_16-521_Official Service List PUC

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Mark	Larson	m Larson@meecker.coop	Meecker Coop Light & Power Assn	1725 Highway 12 E Ste 100  Litchfield, MN 55355	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Burnell	Lauer	blauer.sundial@gmail.com	Sundial Solar	3209 W. 76th St #305  Edina, MN 55435	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Dean	Leischow	dean@sunrisenrg.com	Sunrise Energy Ventures	315 Manitoba Ave Ste 200  Wayzata, MN 55391	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Nick	Lenssen	lenssen.nick@gmail.com		1195 Albion Way  Boulder, CO 80305	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Annie	Levenson Falk	annief@cupminnesota.org	Citizens Utility Board of Minnesota	332 Minnesota Street, Suite W1360  St. Paul, MN 55101	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Amy	Liberkowski	amy.a.liberkowski@xcelenenergy.com	Xcel Energy	414 Nicollet Mall 7th Floor Minneapolis, MN 554011993	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Carl	Linville	clinville@raponline.org	Regulatory Assistance Project	50 State Street Suite #3  Montpelier, VT 05602	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Phillip	Lipetsky	greenenergyproductsllc@gmail.com	Green Energy Products	PO Box 108  Springfield, MN 56087	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Brian	Lydic	brian@irecusa.org	Interstate Renewable Energy Council, Inc.	PO Box 1156 Latham, NY 12110-1156	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Pam	Marshall	pam@energycents.org	Energy CENTS Coalition	823 7th St E St. Paul, MN 55106	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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John	McWilliams	John.McWilliams@DairylandPower.com	Dairyland Power Cooperative	3200 East Ave SPO Box 817 La Crosse, WI 54601-7227	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Darrick	Moe	darrick@mrea.org	Minnesota Rural Electric Association	11640 73rd Ave N  Maple Grove, MN 55369	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
David	Moeller	dmoeller@allete.com	Minnesota Power	30 W Superior St  Duluth, MN 558022093	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Michael	Murtaugh	mmurtaugh@fmcs.coop	Freeborn-Mower Cooperative Services	2501 Main Street East  Albert Lea, MN 56007	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Michael	Noble	noble@fresh-energy.org	Fresh Energy	408 Saint Peter St Ste 350  Saint Paul, MN 55102	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Samantha	Norris	samanthanorris@alliantenergy.com	Interstate Power and Light Company	200 1st Street SE PO Box 351  Cedar Rapids, IA 524060351	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Timothy	O'Leary	toleary@llec.coop	Lyon-Lincoln Electric Cooperative, Inc	P.O. Box 639  Tyler, MN 561780639	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Bethany	Owen	bowen@mnpower.com	Minnesota Power	30 West Superior Street  Duluth, MN 55802	Electronic Service	No	OFF_SL_16-521_Official Service List PUC

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Cezar	Panait	Cezar.Panait@state.mn.us	Public Utilities Commission	121 7th Place East Suite 350 St. Paul, MN 55101	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Jeffrey C	Paulson	jeff.jcplaw@comcast.net	Paulson Law Office, Ltd.	4445 W 77th Street Suite 224 Edina, MN 55435	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Dean	Pawlowski	dpawlowski@otpc.com	Otter Tail Power Company	PO Box 496 215 S. Cascade St. Fergus Falls, MN 565370496	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Susan	Peirce	Susan.Peirce@state.mn.us	Department of Commerce	85 Seventh Place East  St. Paul, MN 55101	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Jeff M	Peters	jeff.peters@mrenergy.com	Missouri River Energy Services	3724 W Avera Dr PO Box 88920 Sioux Falls, MN 57109-8920	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Donna	Pickard	dpickardgsss@gmail.com	Genie Solar Support Services	1215 Lilac Lane  Excelsior, MN 55331	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
David G.	Prazak	dprazak@otpc.com	Otter Tail Power Company	P.O. Box 496 215 South Cascade Street Fergus Falls, MN 565380496	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Elizabeth	Psihos	elizabeth.psihos@idealener gies.com		N/A	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Patrick	Quinn	pquinn@GREnergy.com		N/A	Electronic Service	No	OFF_SL_16-521_Official Service List PUC



First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Peter	Reese	preese@sundialsolarenerg y.com	Sundial Energy, LLC	3363 Republic Ave Saint Louis Park, MN 55426	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Michael	Reinertson	michael.reinertson@avante nergy.com	Avant Energy	220 S. Sixth St. Ste 1300 Minneapolis, Minnesota 55402	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
John C.	Reinhardt	N/A	Laura A. Reinhardt	3552 26th Ave S Minneapolis, MN 55406	Paper Service	No	OFF_SL_16-521_Official Service List PUC
Generic Notice	Residential Utilities Division	residential.utilities@ag.stat e.mn.us	Office of the Attorney General-RUD	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012131	Electronic Service	Yes	OFF_SL_16-521_Official Service List PUC
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Isabel	Ricker	ricker@fresh-energy.org	Fresh Energy	408 Saint Peter Street Suite 220 Saint Paul, MN 55102	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Kristi	Robinson	krobinson@star- energy.com	STAR Energy Services, LLC	1401 South Broadway Pelican Rapids, MN 56572	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Daniel	Rogers	dan@nokomispartners.com	Nokomis	2639 Nicollet Ave Ste 200 Minneapolis, MN 55408	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Darla	Ruschen	d.ruschen@bcrea.coop	Brown County Rural Electric Assn.	PO Box 529 24386 State Highway 4 Sleepy Eye, MN 56085	Electronic Service	No	OFF_SL_16-521_Official Service List PUC

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Kenric	Scheevel	Kenric.scheevel@dairylandpower.com	Dairyland Power Cooperative	3200 East Ave S PO Box 817 La Crosse, Wisconsin 54602	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Kay	Schraeder	kschraeder@minnkota.com	Minnkota Power	5301 32nd Ave S Grand Forks, ND 58201	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Matthew	Schuerger	matthew.schuerger@state.mn.us	Public Utilities Commission	121 7th Place East Suite 350 St. Paul, MN 55101	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Ronald J.	Schwartau	rschwartau@noblesce.com	Nobles Cooperative Electric	22636 U.S. Hwy. 59 Worthington, MN 56187	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Rob	Scott Hovland	rob.scott-hovland@mrenergy.com	Missouri River Energy Services	3724 W Avera Dr PO Box 88920 Sioux Falls, SD 571098920	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Dean	Sedgwick	Sedgwick@Itascapower.com	Itasca Power Company	PO Box 455 Spring Lake, MN 56680	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Will	Seuffert	Will.Seuffert@state.mn.us	Public Utilities Commission	121 7th Pl E Ste 350 Saint Paul, MN 55101	Electronic Service	Yes	OFF_SL_16-521_Official Service List PUC

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Trevor	Smith	trevor.smith@avantenergy.com	Avant Energy, Inc.	220 South Sixth Street Suite 1300 Minneapolis, Minnesota 55402	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Rafi	Sohail	rafi.sohail@centerpointenergy.com	CenterPoint Energy	800 LaSalle Avenue P.O. Box 59038 Minneapolis, MN 554590038	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Marcia	Solie	m.solie@bcrea.coop	Brown County Rural Electrical Assn.	24386 State Hwy. 4, PO Box 529  Sleepy Eye, Minnesota 56085	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Braden	Solum	braden.solum@idealenergies.com	iDEAL Energies	5810 Nicollet Ave  Minneapolis, Minnesota 55419	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Robyn	Sonstegard	robyn.s@northstarelectric.coop	North Star Electric Cooperative, Inc.	PO BOX 719  Baudette, MN 56623	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Pat	Treseler	pat.jcplaw@comcast.net	Paulson Law Office LTD	4445 W 77th Street Suite 224 Edina, MN 55435	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Adam	Tromblay	atromblay@noblesce.com	Nobles Cooperative Electric	22636 US Hwy. 59 P.O. Box 788 Worthington, MN 56187-0788	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Sam	Villella	sdvillella@gmail.com		10534 Alamo Street NE  Blaine, MN 55449	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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Robert	Walsh	bwalsh@mnvalleyrec.com	Minnesota Valley Coop Light and Power	PO Box 248 501 S 1st St Montevideo, MN 56265	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Roger	Warehime	roger.warehime@owatonnautilities.com	Owatonna Municipal Public Utilities	208 S Walnut Ave PO BOX 800 Owatonna, MN 55060	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
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John	Williamson	John.Williamson@state.mn.us	Minnesota Department of Labor and Industry	443 Lafayette Rd N  St. Paul, MN 55155-4341	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Danielle	Winner	danielle.winner@state.mn.us	Department of Commerce	85 7th Place East Suite 500 Saint Paul, MN 55101	Electronic Service	No	OFF_SL_16-521_Official Service List PUC
Robyn	Woeste	robynwoeste@alliantenergy.com	Interstate Power and Light Company	200 First St SE  Cedar Rapids, IA 52401	Electronic Service	No	OFF_SL_16-521_Official Service List PUC

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Brian	Zavesky	brianz@mrenergy.com	Missouri River Energy Services	3724 West Avera Drive P.O. Box 88920 Sioux Falls, SD 57108-8920	Electronic Service	No	OFF_SL_16-521_Official Service List PUC