

OAH 82-2500-38038
MPUC IP-7041/GS-20-763
MPUC IP-7041/CN-20-764
MPUC IP-7041/TL-20-765

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE PUBLIC UTILITIES COMMISSION

In the Matter of the Applications of Byron Solar, LLC, for a Certificate of Need, Site Permit, and Route Permit for the up to 200 MW Byron Solar Project and 345 kV Transmission Line in Olmsted and Dodge Counties, Minnesota

THIRD PREHEARING ORDER

In the Matter of the Application of Byron Solar, LLC for a Site Permit to construct the up to 200 MW Byron Solar Project in Dodge County, Minnesota

MPUC IP-7041/GS-20-763

In the Matter of the Application of Byron Solar, LLC for a Certificate of Need for the up to 200 MW Byron Solar Project and related 345 kV high voltage transmission line in Olmsted and Dodge Counties, Minnesota

MPUC IP-7041/CN-20-764

In the Matter of the Application of Byron Solar, LLC for a HVTL Route Permit for the 345 kV Transmission Line in Olmsted and Dodge Counties, Minnesota

MPUC IP-7041/TL-20-765

The date for the public hearings in this matter was changed from October 18 and 19, 2022 to November 9 and 10, 2022. This change necessitated a change to the other deadlines as reflected in this order.

Christina K. Brusven, Fredrikson and Byron, P.A., appears on behalf of Byron Solar, LLC (Applicant).

Richard Dornfeld, Assistant Attorney General, appears on behalf of the Minnesota Department of Commerce, Energy Environmental Review and Analysis (EERA). Suzanne Steinhauer, is the Environmental Review Manager for the EERA.

Stephen Rakow, is the Department of Commerce, Division of Energy Resources (DOC-DER).

Michael Kaluzniak, is the Staff Analyst with the Public Utilities Commission (Commission).

Based on the agreement of the parties,

IT IS HEREBY ORDERED as follows:

The following schedule is adopted in this proceeding:

Date	Event	Notes
November 9, 2022	Public Hearing (to be held at the Events Sports Bar & Event Center in Kasson)	One evening session (6 p.m. – 9 p.m. or until proceedings are complete) Issue notice of hearing at least 10 days prior, but no earlier than 45 days (MS 216E, subd. 6)
November 10, 2022	A Virtual Public Hearing will be held beginning at 6 p.m.	
November 29, 2022	Public Hearing Comment Period Ends and Factual Record Closes	Comment period shall not be less than 10 days (MR 7850.3800, subp. 3D) 14-days from date of public hearing
December 9, 2022	Applicant Files Responses to Hearing Comments, Proposed Findings of Fact, Proposed Site and Route with Maps, and Proposed Permit Conditions	
December 23, 2022	DOC-EERA Files Comments, Technical Analysis, and Replies to Applicant Proposed Findings	14-days after applicant's initial filing

Date	Event	Notes
January 23, 2023	ALJ Issues Findings of Fact, Conclusions, and Recommendation on Site and Route and Permit Conditions.	30-days after DOC-EERA's filing
February 7, 2023	Exceptions to ALJ Report	In cases subject to statutory deadlines, exceptions must be filed and served within 15 days of the filing of the ALJ Report (MR 7829.2700).

Dated: October 28, 2022



BARBARA J. CASE
Administrative Law Judge

October 28, 2022

See Attached Service List

Re: *In the Matter of the Applications of Byron Solar, LLC, for a Certificate of Need, Site Permit, and Route Permit for the up to 200 MW Byron Solar Project and 345 kV Transmission Line in Olmsted and Dodge Counties, Minnesota*
OAH 82-2500-38038

In the Matter of the Application of Byron Solar, LLC for a Site Permit to construct the up to 200 MW Byron Solar Project in Dodge County, Minnesota
MPUC IP-7041/GS-20-763

In the Matter of the Application of Byron Solar, LLC for a Certificate of Need for the up to 200 MW Byron Solar Project and related 345 kV high voltage transmission line in Olmsted and Dodge Counties, Minnesota
MPUC IP-7041/CN-20-764

In the Matter of the Application of Byron Solar, LLC for a HVTL Route Permit for the 345 kV Transmission Line in Olmsted and Dodge Counties, Minnesota
MPUC IP-7041/TL-20-765

To All Persons on the Attached Service List:

Enclosed and served upon you is the Administrative Law Judge's **THIRD PREHEARING ORDER** in the above-entitled matter.

If you have any questions, please contact me at (651) 361-7874, michelle.severson@state.mn.us, or via facsimile at (651) 539-0310.

Sincerely,


MICHELLE SEVERSON
Legal Assistant

Enclosure

cc: Docket Coordinator

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
PO BOX 64620
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CERTIFICATE OF SERVICE

In the Matter of the Applications of Byron Solar, LLC, for a Certificate of Need, Site Permit, and Route Permit for the up to 200 MW Byron Solar Project and 345 kV Transmission Line in Olmsted and Dodge Counties, Minnesota	OAH Docket No.: 82-2500-38038
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On October 28, 2022, a true and correct copy of the **THIRD PREHEARING ORDER** was served by eService, and United States mail, (in the manner indicated below) to the following individuals:

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