

Ex Parte Communication Report

Date:

To: Public Ex Parte Communication File

Docket No:

Case Name:

From: PUC Staff:

RE: Permissible Ex Parte Communications Pursuant to Minn. Rules, Part 7845.7400.

1. Type of communication: (Oral or Written)

If written, attach the document.

If oral, Date:

Time:

NOTE: In both instances, please notify the Maker the communication has been submitted for inclusion in the record.

2. Maker of the Communication:

3. Recipient of the Communication:

4. For communications involving the setting of interim rates or the review of compliance filings, the topic was:

5. For all other permissible communications that are prohibited for the Commissioners under Minn. Rules, part 7845.7200, the substance of the communication was:

6. For oral permissible ex parte communications, has a copy of this memo been sent to the assigned Administrative Law Judge? Yes No N/A

(Name and Date)

From: [Coleman, Jean \(She/Her/Hers\) \(PUC\)](#)
To: [Leif Rasmussen](#)
Cc: [Kevin Jensvold](#); [Duncan, Richard A.](#); [Peterson, Josh](#); [Rosier, Michelle \(PUC\)](#); [McKinley, Angie \(She/Her/Hers\) \(PUC\)](#); [Seuffert, Will \(PUC\)](#); [Nikitas, Sophie \(She/Her/Hers\) \(PUC\)](#)
Subject: Re: PUC Docket Number: E123/C-25-219
Date: Monday, May 12, 2025 1:04:19 PM
Attachments: [Outlook-Minnesota .png](#)

Mr. Rasmussen,

My sincere apologies for the misstatements in the notice. We will revise and reissue the notice as you request.

Jean Coleman

Jean Coleman
General Counsel
Pronouns: She/Her

Minnesota Public Utilities Commission
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Saint Paul, MN 55101-2147
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mn.gov/puc



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From: Leif Rasmussen <leif.rasmussen@leifrasmussenlaw.com>
Sent: Monday, May 12, 2025 10:46 AM
To: Coleman, Jean (She/Her/Hers) (PUC) <Jean.Coleman@state.mn.us>
Cc: Kevin Jensvold <kevinjensvold@gmail.com>; Duncan, Richard A. <richard.duncan@faegredrinker.com>; Peterson, Josh <josh.peterson@faegredrinker.com>
Subject: PUC Docket Number: E123/C-25-219

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Dear Ms. Coleman:

I am in receipt of the PUC's Notice of Comment Period issued May 9, 2025. The Public Notice misstates and misrepresents the Upper Sioux Community's request for assistance from the Minnesota Public Utilities Commission, a Minnesota state agency. The misstatements are found in the "Background" section. The first misstatement is in the 3rd sentence, it states "The complaint concerns the Community's attempt to construct, interconnect, and operate a 2.5-megawatt solar generation facility to partially power its casino and other activities with the Community's reservation." The Community has no desire to interconnect its behind the meter solar array with Minnesota Valley Cooperative. More egregious is the sentence that states "The Community then lodged a Formal Complaint with the Public Utilities Commission under Minn. Stat. Section 216B.17 seeking approval of its interconnection application, so that it can proceed with construction and interconnection of the solar generation facility." This sentence completely misstates what the Community is seeking from the MN PUC. As a sovereign Indian nation, the Community does not need and does not seek the approval from the PUC to construct and operate a behind the meter solar array within the exterior boundaries of the Community. As stated in its Complaint reluctantly filed with the PUC, the Community seeks a determination from the PUC that the Coop's threat to turnoff power to the Community's casino is unlawful and discriminatory and is prohibited by the state laws applicable to the Coop.

The Community demands that the Notice of Comment Period be withdrawn and be reissued to state what the Upper Sioux Community is seeking in this matter. Thank you.

PLEASE NOTE NEW OFFICE AND MAILING ADDRESS

OFFICE ADDRESS:

Leif E. Rasmussen
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