

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

In the Matter of the Application of  
Nobles 2 Power Partners, LLC for a  
Certificate of Need for the up to 260  
MW Nobles 2 Wind Project and  
Associated Facilities in Nobles County,  
Minnesota

**SCHEDULING ORDER**

In the Matter of the Application of  
Nobles 2 Power Partners, LLC for a  
Site Permit for the up to 260 MW  
Nobles 2 Wind Project and Associated  
Facilities in Nobles County, Minnesota

This matter came before Administrative Law Judge Jessica A. Palmer-Denig on April 19, 2018, for a prehearing conference at the Minnesota Public Utilities Commission (Commission).

Nobles 2 Power Partners, LLC (Applicant) appeared by Jeremy P. Duehr, Fredrikson & Byron, P.A. Scott Seier and Timberly Ross of Tenaska, Inc., also were present by telephone on behalf of Applicant. The Minnesota Department of Commerce (Department), Energy Environmental Review and Analysis unit (EERA), was represented by David Birkholz. Michael Kaluzniak, Charles Bruce, and Bret Eknes of the Commission staff were also present.

The purpose of the prehearing conference was to establish a schedule for further proceedings and to address other procedural matters, pursuant to the Commission's January 4, 2018, Order Accepting Application, Establishing Procedural Framework, and Varying Rules (Order).

Based upon the record herein and the agreement of the parties,

**IT IS HEREBY ORDERED THAT:**

1. The parties to this proceeding, as established by the Commission's Order, are the EERA and Applicant.

2. Other interested persons may participate as public participants or as otherwise directed. Intervention as a party is not required to participate in these proceedings.

3. The participation of state agencies in this proceeding is requested in accordance with Minn. Stat. § 216E.10, subd. 3 (2016).

4. It is anticipated that the Commission will meet to consider the Certificate of Need application and Site Permit application in September 2018. The parties have agreed to a schedule that conforms to this timeframe, and the parties and other interested persons are encouraged to adhere to all deadlines herein to permit full consideration of this matter by the Commission according to this deadline.

5. Joint public hearings on the Certificate of Need application and the Site Permit application will be held on **June 20, 2018**, in Wilmont, Minnesota, in Nobles County. Hearing sessions will take place at **1:00 p.m.** and **6:00 p.m.** Applicant will reserve an appropriate location and notify the Administrative Law Judge promptly once a location is secured. Notice of the public hearings will be issued in advance of the hearings by the Commission. Applicant, staff of the Department, and Commission staff will be available at the hearings to answer questions and provide information on the Certificate of Need application, the Site Permit application, and the Environmental Report. Written testimony by the parties and any exhibits shall be submitted at the hearings.

6. Written comments from the public and state agencies on the Certificate of Need application and the Site Permit application will be accepted until **4:30 p.m.** on **July 11, 2018**. The Public Advisor will eFile any written comments received in connection with these proceedings.

7. By **4:30 p.m.** on **July 11, 2018**, the parties shall file any responses to comments made at the public hearing on June 20, 2018.

8. By **4:30 p.m.** on **July 11, 2018**, Applicant shall submit: (1) proposed Findings of Fact, Conclusions of Law, and Recommendation on the Site Permit application; and (2) any suggestions as to appropriate permit conditions.

9. By **4:30 p.m.** on **July 25, 2018**, the EERA shall submit any objections or other responses to Applicant's proposed Findings of Fact, Conclusions of Law, and Recommendation, and suggestions as to permit conditions.

10. In the event that written comments are received after the hearing and by the deadline on July 11, 2018, the parties shall submit written responses to such comments by **4:30 p.m.** on **July 25, 2018**.

11. The parties are encouraged to enter into stipulations to the extent that matters are not in dispute.

12. The Administrative Law Judge shall issue her report to the Commission no later than **August 24, 2018**.

13. The hearing record in this matter will be maintained through the Commission's electronic eDockets system. All documents filed by Applicant and the Department will be filed electronically using the eDockets system.

Dated: April 20, 2018

  
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JESSICA A. PALMER-DENIG  
Administrative Law Judge

April 20, 2018

See Attached Service List

**Re: In the Matter of the Application of Nobles 2 Power Partners, LLC for a Site Permit for the up to 260 MW Nobles 2 Wind Project and Associated Facilities in Nobles County, Minnesota; and In the Matter of the Application of Nobles 2 Power Partners, LLC for a Site Permit for the up to 260 MW Nobles 2 Wind Project and Associated Facilities in Nobles County, Minnesota  
OAH 71-2500-35110  
MPUC IP-6964/WS-17-597  
MPUC IP6964/CN-16-289**

To All Persons on the Attached Service List:

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

If you have any questions, please contact my legal assistant Lisa Armstrong at (651) 361-7888 or [lisa.armstrong@state.mn.us](mailto:lisa.armstrong@state.mn.us), or facsimile at (651) 539-0310.

Sincerely,



JESSICA A. PALMER-DENIG  
Administrative Law Judge

JPD:la

Enclosure

cc: Docket Coordinator

600 NORTH ROBERT STREET  
ST. PAUL, MINNESOTA 55164

**CERTIFICATE OF SERVICE**

<p>In the Matter of the Application of Nobles 2 Power Partners, LLC for a Certificate of Need for the up to 260 MW Nobles 2 Wind Project and Associated Facilities in Nobles County, Minnesota</p> <p>In the Matter of the Application of Nobles 2 Power Partners, LLC for a Site Permit for the up to 260 MW Nobles 2 Wind Project and Associated Facilities in Nobles County, Minnesota</p>	<p>OAH Docket No.: 71-2500-35110 MPUC IP-6964/WS-17-597 MPUC IP6964/CN-16-289</p>
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Lisa Armstrong certifies that on April 20, 2018, she served the true and correct **NOTICE OF PREHEARING CONFERENCE** by eService, and U.S. Mail, (in the manner indicated below) to the following individuals:

First Name	Last Name	Email	Company Name	Address	Delivery Method
Christina	Brusven	cbrusven@fredlaw.com	Fredrikson Byron	200 G 5th St Ste 4000 Minneapolis, MN 554021425	Electronic Service
Generic Notice	Commerce Attorneys	commerce.attorneys@ag.state.mn.us	Office of the Attorney General-DOC	445 Minnesota Street Suite 1800 St. Paul, MN 55101	Electronic Service
Ian	Dobson	residential.utilities@ag.state.mn.us	Office of the Attorney General-RUD	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012130	Electronic Service
Jeremy	Duehr	jduehr@fredlaw.com	Fredrikson & Byron, P.A.	200 South Sixth Street Suite 4000 Minneapolis, Minnesota 55402-1125	Electronic Service
Sharon	Ferguson	sharon.ferguson@state.mn.us	Department of Commerce	85 7th Place E Ste 280 Saint Paul, MN 551012198	Electronic Service
Jessica	Palmer Denig	jessica.palmer-Denig@state.mn.us	Office of Administrative Hearings	600 Robert St N PO Box 64620 St. Paul, MN 55164	Electronic Service
Scott P	Seler	sseler@tenaska.com	Tenaska Wind Holdings II, LLC	14302 FNB Pkwy Omaha, NE 68154	Electronic Service
Janet	Shaddix Eilling	jshaddix@janetshaddix.com	Shaddix And Associates	7400 Lyndale Ave S Ste 190 Richfield, MN 55423	Electronic Service
Daniel P	Wolf	dan.wolf@state.mn.us	Public Utilities Commission	121 7th Place East Suite 350 St. Paul, MN 551012147	Electronic Service