STATE OF MINNESOTA BEFORE THE PUBLIC UTILITIES COMMISSION

Nancy Lange Chair
Dan Lipschultz Vice Chair
Matt Schuerger Commissioner
Katie Sieben Commissioner
John Tuma Commissioner

In The Matter Of Distribution System Planning For Dakota Electric

DOCKET NO. E-111/CI-18-255

REPLY COMMENTS OF THE OFFICE OF THE ATTORNEY GENERAL

The Office of the Attorney General – Residential Utilities and Antitrust Division ("OAG") submits these Reply Comments regarding the Integrated Distribution Plan ("IDP") for Dakota Electric. As the Department noted, consistency between utilities will help the Commission to understand the information that is being provided in the IDP process. Dakota's members chose to become rate regulated by the Commission and should be protected by the same regulatory oversight that is provided for investor owned utilities, but there is also room to recognize Dakota's different characteristics.

In its Comments, Dakota is not always fully clear on the ways that it would like to change the IDP requirements, but its primary concern appears to be that it does not currently have the technical capability or resources to conduct the DER forecasting requirements. Given these constraints, the Commission should include the language regarding filing requirements that "are not yet practicable or are currently cost-prohibitive," as reflected on page 5 of the Department's Comments, in Dakota's IDP. The Commission should direct Dakota to complete the requirements of the IDP as best it can, and require it to provide complete and clear explanations as to where it cannot comply, why it could not, what steps it will take to comply in the future,

and what information it can provide that can be used in a similar fashion. All parties recognize that Dakota's IDP will change and grow as it moves forward, and including this language will provide direction for the process.

These Reply Comments provide context for some of Dakota's proposed changes.

Section A

With regard to Section A, Dakota states that it cannot conform to the IDP cost categories, but can provide generalized percentages. The OAG requests that Dakota explain what cost categories it does track and provide examples of how it could convert its own cost categories to the ones required by the IDP, so that it is possible to evaluate how they are related.

Section B

Dakota asks to rename Section B, and to provide minimum load by substation rather than feeder. There do not appear to be any problems with Dakota's request to rename Section B, but the Commission should get more information about Dakota's minimum load request. Dakota may be correct that customers considering DER may not need feeder-level data, but the feeder data can provide insight into other parts of Dakota's system. While the IDP may provide useful information for customers about DER, it is also intended to provide the Commission with information about Dakota's system and how Dakota plans for its system—and the feeder-level data may have value outside of informing customers of where they can effectively locate DERs. Dakota suggests that it would require significant effort to provide feeder-level information, but would have more than a year to gather the information before the filing deadline in November 2019.

Section D

Dakota proposes using a 10-year planning period rather than 15 years. Since the

Commission made the same decision for Xcel, there do not appear to be any concerns with this

proposal. While Dakota raises concerns about not having a complete cost-benefit analysis, the

language discussed above provides Dakota with the opportunity to explain any filing

requirements it cannot complete. If Dakota does not have a cost-benefit analysis for every item

included in its planning period, then Dakota can explain why.

In these Reply Comments, the OAG has asked Dakota to provide more information about

Dakota may also wish to engage in dialogue about some of the

recommendations other parties made in their Initial Comments. If the Commission believes it

would be helpful, it appears that there would be more than enough time to have further comment

periods before the filing deadline in November, 2019.

Dated: September 28, 2018

Respectfully submitted,

LORI SWANSON

Attorney General

State of Minnesota

s/ Ryan P. Barlow

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September 28, 2018

Mr. Daniel Wolf, Executive Secretary Minnesota Public Utilities Commission 121 Seventh Place East, Suite 350 St. Paul, MN 55101-2147

Re: In The Matter Of Distribution System Planning For Dakota Electric MPUC Docket No. E-111/CI-18-255

Dear Mr. Wolf:

Enclosed and e-filed in the above-referenced matters please find Comments of the Minnesota Office of the Attorney General – Residential Utilities and Antitrust Division.

By copy of this letter all parties have been served. An Affidavit of Service is also enclosed.

Sincerely,

s/ Ryan P. Barlow

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Enclosure

AFFIDAVIT OF SERVICE

Re: In The Matter Of Distribution System Planning For Dakota Electric

MPUC Docket No. E-111/CI-18-255

STATE OF MINNESOTA) ss.

COUNTY OF RAMSEY)

JUDY SIGAL hereby states that on the 28th day of September, 2018, I e-filed with

eDockets Reply Comments of the Office of the Attorney General - Residential Utilities and

Antitrust Division and served the same upon all parties listed on the attached service list by

email, and/or United States Mail with postage prepaid, and deposited the same in a U.S. Post

Office mail receptacle in the City of St. Paul, Minnesota.

s/ Judy Sigal

Judy Sigal

Subscribed and sworn to before me this 28th day of September, 2018

s/ Laura Capuana

Notary Public

My Commission expires: January 31, 2023.

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