

June 23, 2025

—Via Electronic Filing—

Will Seuffert
Executive Secretary
Minnesota Public Utilities Commission
121 7th Place East, Suite 350
St. Paul, MN 55101

RE: ANSWER IN OPPOSITION TO PETITION FOR RECONSIDERATION
Minnesota Energy Connection Project
Docket Nos. E002/CN-22-131; E002/TL-22-132

Dear Mr. Seuffert:

Northern States Power Company doing business as Xcel Energy submits this answer to David and Lisa Hoffman’s June 12, 2025 petition for reconsideration (Petition) of the Minnesota Public Utilities Commission’s June 11, 2025 ORDER MODIFYING AND ADOPTING THE ADMINISTRATIVE LAW JUDGE REPORT, GRANTING A CERTIFICATE OF NEED, AND ISSUING A ROUTE PERMIT FOR THE MINNESOTA ENERGY CONNECTION PROJECT (Order).¹

In their Petition, the Hoffmans identify the impacts of electromagnetic fields (EMF) and other potential impacts of the selected route as the reason for reconsideration, and propose their own alternative route. The Environmental Impact Statement (EIS) and the Commission thoroughly considered EMF and the other impacts identified by the Hoffmans, and the Hoffmans did not timely raise their proposed route, nor does the record support selection of the Hoffmans’ route. Because the Petition does not raise new issues, point to new evidence, or otherwise show that the Commission’s Order is unlawful or unreasonable, Xcel Energy respectfully requests that the Petition be denied.

A petition for reconsideration must be timely filed and must specifically set forth the grounds for rehearing.² The Commission “may reverse, change, modify, or suspend” its original decision only if “the original decision, order, or determination is in any respect unlawful or unreasonable.”³ Generally, the Commission will review petitions for reconsideration to determine whether the petition (i) raises new issues, (ii) points to new and relevant evidence, (iii)

¹ Dave & Lisa Hoffman Reconsideration (June 12, 2025) (eDocket No. 20256-219853-01). The Petition is not styled as a petition for reconsideration; rather, the Hoffmans requested that the Commission resubmit their May 2025 comments and caption those comments as a petition for reconsideration.

² Minn. Stat. § 216B.27, subd. 2; *see also* Minn. R. 7829.3000, subp. 2.

³ Minn. Stat. § 216B.27, subd. 3; *see also* Minn. Stat. § 14.69 (providing that, on appeal, a reviewing court may affirm an agency decision unless, among other things, it is not supported by substantial evidence or is arbitrary or capricious).

exposes errors or ambiguities in the underlying order, or (iv) otherwise persuades the Commission that it should rethink its decision.⁴ The Commission may decide on a petition for reconsideration with or without a hearing and oral argument.⁵

I. Background

The Hoffmans did not submit comments during the scoping period; there were eight scoping meetings held, and the comment period was open until February 21, 2024.⁶ Earlier, during the comment period on the draft EIS, in November 2024, the Hoffmans submitted comments expressing their opposition to the Project and stated that, if a permit is granted, they preferred a route alternative that runs “along 210 St. in Redwood Co.”⁷ The Hoffmans also expressed concern about EMF.⁸ The route identified by the Hoffmans was not proposed during scoping or studied in the EIS, although multiple route alternatives in the vicinity were studied. The figure included in Attachment 1 shows the Blue Route, route alternatives studied in the EIS, and the alternative identified in the Hoffmans’ November 2024 comments.

In this area, the Commission selected Route Alternative 211 for the Project’s route. Route Alternative 211 was supported by the Minnesota Department of Natural Resources (MDNR) and the Department of Commerce, Energy Environmental Review and Analysis (EERA) to reduce environmental impacts.⁹

Substantively, the Hoffmans’ motion for reconsideration raises the same issues that the Hoffmans raised in their prior comments.¹⁰ The Hoffmans again note their preference for a route that follows 210th Street, and raise concerns about health impacts on residents near the Project.

II. Discussion

A. The Commission already considered the issues raised in the Petition

The Petition raises the same issues the Hoffmans raised in prior comments—issues the Commission has already considered. The Hoffmans take issue with the Order because they assert that a different route should have been selected in their region, and because of concerns about EMF. Included with the Hoffmans’ comments is a study about the potential impacts of EMF. The Commission thoroughly considered the issues raised by the Hoffmans when it issued the permit for the Project, as explained further below.

⁴ See, e.g., *In the Matter of the Formal Complaint and Request for Relief by the Minnesota Solar Advocates*, MPUC Docket No. E-002/C-23-424, Order Denying Petition for Reconsideration at 1 (Apr. 26, 2024).

⁵ Minn. R. 7829.3000, subp. 6.

⁶ Notice of Public Information and Environmental Impact Statement Scoping Meetings (Jan. 8, 2024) (eDocket No. 20241-202004-02).

⁷ Dave & Lisa Hoffman Comments (Nov. 22, 2024) (eDocket No. 202411-212380-03) (emphasis in original).

⁸ *Id.*

⁹ EERA Comments (Jan. 29, 2024) (eDocket No. 20251-214591-01).

¹⁰ Dave & Lisa Hoffman Reconsideration (June 12, 2025) (eDocket No. 20256-219853-01).

First, the Commission already thoroughly considered the potential human and environmental impacts of the Project in this area. There were multiple route alternatives available for consideration in this region, and the Commission ultimately selected Route Alternative 211, which was supported by MDNR and EERA, as well. The Petition does not change this analysis. The Petition also refers to the route following existing rights-of-way and implies this is not preferable; however, the Commission's routing criteria support following, not avoiding, existing rights-of-way.¹¹ More specifically, comparing the approved route and the route presented in the Petition, the approved route is within 150 feet of an existing residence; another residence is within 500 feet. The route approved by the Commission has no residences within 150 feet, one residence within 300 feet, and two residences within 500 feet. Thus, the Hoffmans' route does not meaningfully reduce residence impacts; indeed, it would place the Project in closer proximity to a residence. In addition, as shown on Attachment 1, the route alternative proposed by the Hoffmans crosses multiple parcels that did not receive notice of these proceedings (four parcels in total).

Accordingly, the record reflects that the Commission thoroughly considered the impacts of the selected route. The Petition should be denied because it does not provide new evidence or issues that warrants reconsideration.

With respect to the Petition's assertions regarding EMF and health impacts, the EIS addressed the potential impacts of EMF, and concluded that impacts to human health were not anticipated and referenced the results of scientific research conducted by the U.S. National Institute of Health and the World Health Organization which did "not support a relationship or association between exposure to electric power EMF and adverse health effects."¹² Likewise, the Administrative Law Judge observed that, "[n]o impacts to human health due to EMF are anticipated as a result of the Project." The Hoffmans' generalized references to health impacts and selection of a single study are not new evidence and do not provide a basis to reconsider the Order.

B. The Petition's route alternative is untimely and incomplete

The Petition asserts that the Commission should select a different route for the Project in Redwood County, Minnesota, stating that Mr. Hoffman was informed at the Marshall public hearing on November 7, 2024, that, "if anyone had an alternative route to the route segments 219 and 211 to mail that information in by Nov. 25th." However, the scoping period ended on February 21, 2024, and members of the public were not encouraged to submit route alternatives at the public hearings (including the Marshall public hearing).¹³ Likewise, the Notice of Informational Meetings, Public and Evidentiary Hearings, and Availability of Draft Environmental Impact Statements does not solicit new routes,¹⁴ and the Commission's rules do

¹¹ Minn. Stat. § 216E.03, subd. 7(e); *see also* Minn. R. 7850.4100.

¹² Draft EIS Full Text, § 5.3.1.1 (October 8, 2024) (eDocket No. 202410-210801-01); EIS § 5.3.1 (January 24, 2025) (eDocket No. 20251-214220-01).

¹³ Public Hearing: Marshall, Minnesota Tr. (Nov. 7, 2024); Notice of Public Information and Environmental Impact Statement Scoping Meetings (Jan. 8, 2024) (eDocket No. 20241-202004-02).

¹⁴ Notice of Informational Meetings, Public and Evidentiary Hearings, and Availability of Draft Environmental Impact Statements (Oct. 15, 2024) (eDocket No. 202410-210963-02).

not provide for new routes from the public after the draft EIS is issued. The Commission's rules provide for members of the public like the Hoffmans to "suggest alternative . . . routes, . . . [d]uring the scoping process."¹⁵ The Hoffmans did not identify their proposed route until after the draft EIS was issued, which is generally after the public can identify a proposed route. Moreover, as noted above, not all the landowners on the Hoffmans' proposed route have received notice of these proceedings.

Further, the Hoffmans did not provide an analysis of the environmental and human impacts of their alternative such that there is sufficient evidence in the record to allow the Commission to consider it. Accordingly, the record does not support selection of the Hoffmans' proposed route, and the Petition should be rejected.

We have electronically filed this document with the Minnesota Public Utilities Commission. Copies have been served on parties on the attached service lists.

Sincerely,

FREDRIKSON & BYRON, P.A.

/s/ Haley L. Waller Pitts

Haley L. Waller Pitts

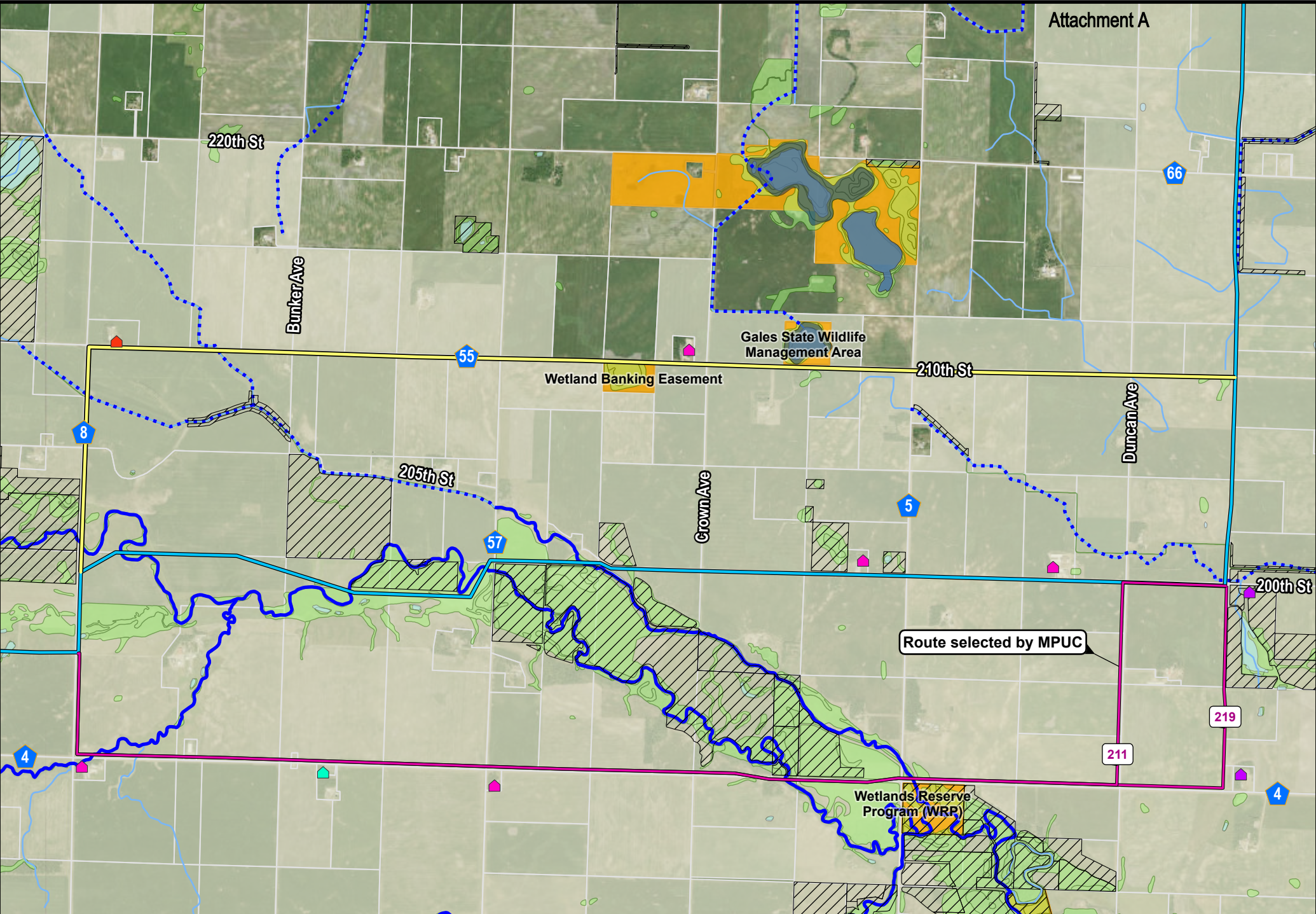
Direct Dial: 612.492.7443

Email: hwallerpitts@fredlaw.com

Enclosure

C: Service Lists

¹⁵ Minn. R. 7850.2500, subp. 3.



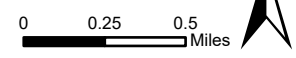
Minnesota Energy Connection

Hoffman Route



DISCLAIMER: This information is believed to be correct but is subject to change and is not warranted.

- | | | | |
|-----------------------|----------------------------|--|-----------------|
| Residence within 150' | Blue Route | Public Water Watercourse | Lake/Pond (NHD) |
| Residence within 300' | Route Alternatives (EIS) | Public Ditch/Altered Natural Watercourse | Wetlands (NWI) |
| Residence within 500' | Sensitive Resources | PWI Basin | Parcels |
| Residence > 500' | BWSR Conservation Easement | Waterway (NHD) | Noticed Parcels |
| Hoffman Route | | | |



**In the Matter of the Certificate of Need
and Route Permit Applications for the
Minnesota Energy Connection Project**

CERTIFICATE OF SERVICE

**MPUC Docket Nos. E002/CN-22-131 and
TL-22-132**

Breann L. Jurek certifies that on the 23rd day of June 2025, she e-filed on behalf of Northern States Power Company, doing business as Xcel Energy, a true and correct copy of the following documents:

- Answer in Opposition to Petition for Reconsideration, with Attachment 1; and
- Certificate of Service,

with the Minnesota Public Utilities Commission via eDockets (www.edockets.state.mn.us). Said documents were also served on the Official Service Lists of record on file with the Minnesota Public Utilities Commission and as attached hereto.

Executed on: June 23, 2025

Signed: /s/ Breann L. Jurek

Fredrikson & Byron, P.A.
60 South Sixth Street
Suite 1500
Minneapolis, MN 55402

#	First Name	Last Name	Email	Organization	Agency	Address	Delivery Method	Alternate Delivery Method	View Trade Secret	Service List Name
1	Lisa	Agrimonti	lagrimonti@fredlaw.com	Fredrikson & Byron, P.A.		60 South Sixth Street Suite 1500 Minneapolis MN, 55402-4400 United States	Electronic Service		No	22-131Official
2	Mara	Ascheman	mara.k.ascheman@xcelenergy.com	Xcel Energy		414 Nicollet Mall Fl 5 Minneapolis MN, 55401 United States	Electronic Service		No	22-131Official
3	David	Bell	david.bell@state.mn.us		Department of Health	POB 64975 St. Paul MN, 55164 United States	Electronic Service		No	22-131Official
4	Todd	Boonstra	todd_boonstra@fws.gov	U.S. Fish and Wildlife Service		22274 615th Ave Litchfield MN, 55355 United States	Electronic Service		No	22-131Official
5	Generic	Commerce Attorneys	commerce.attorneys@ag.state.mn.us		Office of the Attorney General - Department of Commerce	445 Minnesota Street Suite 1400 St. Paul MN, 55101 United States	Electronic Service		Yes	22-131Official
6	Board of	Commissioners		Wright County		3650 Braddock Ave NE Ste 1200 Buffalo MN, 55313 United States	Paper Service		No	22-131Official
7	Brandon	Crawford	brandonc@cupminnesota.org	Citizens Utility Board of Minnesota		332 Minnesota St Ste W1360 St. Paul MN, 55101 United States	Electronic Service		No	22-131Official
8	George	Damian	gdamian@cleanenergyeconomy.org	Clean Energy Economy MN		13713 Washburn Ave S Burnsville MN, 55337 United States	Electronic Service		No	22-131Official
9	Randall	Doneen	randall.doneen@state.mn.us		Department of Natural Resources	500 Lafayette Rd, PO Box 25 Saint Paul MN, 55155 United States	Electronic Service		No	22-131Official
10	Jim	DuBois	jrdubois@hotmail.com			null null, null United States	Electronic Service		No	22-131Official
11	Tim	DuBois				3494 160th Street South Haven MN, 55382 United States	Paper Service		No	22-131Official
12	Adam	Duininck	aduininck@ncsrcc.org	North Central States Regional Council of Carpenters		700 Olive Street St. Paul MN, 55130 United States	Electronic Service		No	22-131Official
13	Bret	Eknes	bret.eknes@state.mn.us		Public Utilities Commission	Suite 350 121 7th Place East St. Paul MN, 55101-2147 United States	Electronic Service		No	22-131Official
14	Kate	Fairman	kate.fairman@state.mn.us		Department of Natural Resources	Box 32 500 Lafayette Rd St. Paul MN, 55155-4032 United States	Electronic Service		No	22-131Official

#	First Name	Last Name	Email	Organization	Agency	Address	Delivery Method	Alternate Delivery Method	View Trade Secret	Service List Name
15	Annie	Felix Gerth	annie.felix-gerth@state.mn.us			Board of Water & Soil Resources 520 Lafayette Rd Saint Paul MN, 55155 United States	Electronic Service		No	22-131Official
16	Sharon	Ferguson	sharon.ferguson@state.mn.us		Department of Commerce	85 7th Place E Ste 280 Saint Paul MN, 55101-2198 United States	Electronic Service		No	22-131Official
17	Todd	Green	todd.a.green@state.mn.us		Minnesota Department of Labor & Industry	443 Lafayette Rd N St. Paul MN, 55155-4341 United States	Electronic Service		No	22-131Official
18	Kari	Howe	kari.howe@state.mn.us		DEED	332 Minnesota St, #E200 1ST National Bank Bldg St. Paul MN, 55101 United States	Electronic Service		No	22-131Official
19	Breann	Jurek	bjurek@fredlaw.com	Fredrikson & Byron PA		60 S Sixth St Ste 1500 Minneapolis MN, 55402 United States	Electronic Service		No	22-131Official
20	Raymond	Kirsch	raymond.kirsch@state.mn.us		Department of Commerce	85 7th Place E Ste 500 St. Paul MN, 55101 United States	Electronic Service		No	22-131Official
21	Chad	Konickson	chad.konickson@usace.army.mil	U.S.Army Corps of Engineers		332 Minnesota St. Suite E1500 Saint Paul MN, 55101 United States	Electronic Service		No	22-131Official
22	Nicholas	Korn	njkorn@gmail.com			27445 County Road 23 Albany MN, 56307 United States	Electronic Service		No	22-131Official
23	Stacy	Kotch Egstad	stacy.kotch@state.mn.us		MINNESOTA DEPARTMENT OF TRANSPORTATION	395 John Ireland Blvd. St. Paul MN, 55155 United States	Electronic Service		No	22-131Official
24	Gretchen	Laakso				3494 160th St South Haven MN, 55382 United States	Paper Service		No	22-131Official
25	Kelly	Lagnese	kjlagnese@gmail.com			null null, null United States	Electronic Service		No	22-131Official
26	Terry	Louwagie	soybeanbeanbacker@gmail.com			2894 310th St Marshall MN, 56258 United States	Electronic Service		No	22-131Official
27	Dawn S	Marsh	dawn_marsh@fws.gov	U.S. Fish & Wildlife Service		Minnesota-Wisconsin Field Offices 4101 American Blvd E Bloomington MN, 55425 United States	Electronic Service		No	22-131Official

#	First Name	Last Name	Email	Organization	Agency	Address	Delivery Method	Alternate Delivery Method	View Trade Secret	Service List Name
28	Carol A.	Overland	overland@legalelectric.org	Legalelectric - Overland Law Office		1110 West Avenue Red Wing MN, 55066 United States	Electronic Service		No	22-131Official
29	Paul	Pfeiffer	paulpf@atsinc.com			725 Opportunity Drive St. Cloud MN, 56303 United States	Electronic Service		No	22-131Official
30	Kevin	Pranis	kpranis@liunagroc.com	Laborers' District Council of MN and ND		81 E Little Canada Road St. Paul MN, 55117 United States	Electronic Service		No	22-131Official
31	Grant	Rademacher	grantr@rademacherco.com			7007 River Rd SE Clear Lake MN, 55319 United States	Electronic Service		No	22-131Official
32	Stephen	Rakow	stephen.rakow@state.mn.us		Department of Commerce	Suite 280 85 Seventh Place East St. Paul MN, 55101-2198 United States	Electronic Service		No	22-131Official
33	Generic Notice	Residential Utilities Division	residential.utilities@ag.state.mn.us		Office of the Attorney General - Residential Utilities Division	1400 BRM Tower 445 Minnesota St St. Paul MN, 55101-2131 United States	Electronic Service		Yes	22-131Official
34	Stephan	Roos	stephan.roos@state.mn.us		Minnesota Department of Agriculture	625 Robert St N Saint Paul MN, 55155-2538 United States	Electronic Service		No	22-131Official
35	Nathaniel	Runke	nrunke@local49.org			611 28th St. NW Rochester MN, 55901 United States	Electronic Service		No	22-131Official
36	Deborah	Schabel	deborah.schabel@gmail.com			15751 35th Ave South Haven MN, 55382 United States	Electronic Service		No	22-131Official
37	Christine	Schwartz	regulatory.records@xcelenergy.com	Xcel Energy		414 Nicollet Mall FL 7 Minneapolis MN, 55401-1993 United States	Electronic Service		No	22-131Official
38	Will	Seuffert	will.seuffert@state.mn.us		Public Utilities Commission	121 7th PI E Ste 350 Saint Paul MN, 55101 United States	Electronic Service		Yes	22-131Official
39	Bria	Shea	bria.e.shea@xcelenergy.com	Xcel Energy		414 Nicollet Mall Minneapolis MN, 55401 United States	Electronic Service		No	22-131Official
40	Andy	Simon	anysimon777@gmail.com			1511 Co. Rd. 45 South Haven MN, 55382 United States	Electronic Service		No	22-131Official
41	Madelyn	Smerillo	msmerillo@cleangridalliance.org	Clean Grid Alliance		570 Asbury St Suite 201 Saint Paul MN, 55104 United States	Electronic Service		No	22-131Official

#	First Name	Last Name	Email	Organization	Agency	Address	Delivery Method	Alternate Delivery Method	View Trade Secret	Service List Name
42	Cindy	Stelten	cstelten@meltel.net			31 Cherry St S Kimball MN, 55353 United States	Electronic Service		No	22-131Official
43	Jayne	Trusty	execdir@swrdc.org	SWRDC		2401 Broadway Ave #1 Slayton MN, 56172 United States	Electronic Service		No	22-131Official
44	Jen	Tyler	tyler.jennifer@epa.gov	US Environmental Protection Agency		Environmental Planning & Evaluation Unit 77 W Jackson Blvd. Mailstop B-19J Chicago IL, 60604-3590 United States	Electronic Service		No	22-131Official
45	Garrick	Valverde	garrick.valverde@apexcleanenergy.com	Apex Clean Energy		8665 Hudson Boulevard North Suite 200 Lake Elmo MN, 55042 United States	Electronic Service		No	22-131Official
46	Haley	Waller Pitts	hwallerpitts@fredlaw.com	Fredrikson & Byron, P.A.		60 S Sixth St Ste 1500 Minneapolis MN, 55402-4400 United States	Electronic Service		No	22-131Official
47	Cynthia	Warzecha	cynthia.warzecha@state.mn.us	Minnesota Department of Natural Resources		500 Lafayette Road Box 25 St. Paul MN, 55155-4040 United States	Electronic Service		No	22-131Official
48	Alan	Whipple	sa.property@state.mn.us		Minnesota Department Of Revenue	Property Tax Division 600 N. Robert Street St. Paul MN, 55146-3340 United States	Electronic Service		No	22-131Official
49	Jonathan	Wolfgram	jonathan.wolfgram@state.mn.us		Office of Pipeline Safety	445 Minnesota St Ste 147 Woodbury MN, 55125 United States	Electronic Service		No	22-131Official

#	First Name	Last Name	Email	Organization	Agency	Address	Delivery Method	Alternate Delivery Method	View Trade Secret	Service List Name
1	Lisa	Agrimonti	lagrimonti@fredlaw.com	Fredrikson & Byron, P.A.		60 South Sixth Street Suite 1500 Minneapolis MN, 55402-4400 United States	Electronic Service		No	22-132Official CC Service List
2	Mara	Ascheman	mara.k.ascheman@xcelenergy.com	Xcel Energy		414 Nicollet Mall Fl 5 Minneapolis MN, 55401 United States	Electronic Service		No	22-132Official CC Service List
3	David	Bell	david.bell@state.mn.us		Department of Health	POB 64975 St. Paul MN, 55164 United States	Electronic Service		No	22-132Official CC Service List
4	Generic	Commerce Attorneys	commerce.attorneys@ag.state.mn.us		Office of the Attorney General - Department of Commerce	445 Minnesota Street Suite 1400 St. Paul MN, 55101 United States	Electronic Service		Yes	22-132Official CC Service List
5	Ian M.	Dobson	ian.m.dobson@xcelenergy.com	Xcel Energy		414 Nicollet Mall, 401-8 Minneapolis MN, 55401 United States	Electronic Service		No	22-132Official CC Service List
6	Randall	Doneen	randall.doneen@state.mn.us		Department of Natural Resources	500 Lafayette Rd, PO Box 25 Saint Paul MN, 55155 United States	Electronic Service		No	22-132Official CC Service List
7	Bret	Eknes	bret.eknes@state.mn.us		Public Utilities Commission	Suite 350 121 7th Place East St. Paul MN, 55101-2147 United States	Electronic Service		No	22-132Official CC Service List
8	Kate	Fairman	kate.fairman@state.mn.us		Department of Natural Resources	Box 32 500 Lafayette Rd St. Paul MN, 55155-4032 United States	Electronic Service		No	22-132Official CC Service List
9	Annie	Felix Gerth	annie.felix-gerth@state.mn.us			Board of Water & Soil Resources 520 Lafayette Rd Saint Paul MN, 55155 United States	Electronic Service		No	22-132Official CC Service List
10	Sharon	Ferguson	sharon.ferguson@state.mn.us		Department of Commerce	85 7th Place E Ste 280 Saint Paul MN, 55101-2198 United States	Electronic Service		No	22-132Official CC Service List
11	Todd	Green	todd.a.green@state.mn.us		Minnesota Department of Labor & Industry	443 Lafayette Rd N St. Paul MN, 55155-4341 United States	Electronic Service		No	22-132Official CC Service List
12	Kari	Howe	kari.howe@state.mn.us		DEED	332 Minnesota St, #E200 1ST National Bank Bldg St. Paul MN, 55101 United States	Electronic Service		No	22-132Official CC Service List
13	Breann	Jurek	bjurek@fredlaw.com	Fredrikson & Byron PA		60 S Sixth St Ste 1500	Electronic Service		No	22-132Official

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						Minneapolis MN, 55402 United States				CC Service List
14	Raymond	Kirsch	raymond.kirsch@state.mn.us		Department of Commerce	85 7th Place E Ste 500 St. Paul MN, 55101 United States	Electronic Service		No	22- 132Official CC Service List
15	Chad	Konickson	chad.konickson@usace.army.mil	U.S.Army Corps of Engineers		332 Minnesota St. Suite E1500 Saint Paul MN, 55101 United States	Electronic Service		No	22- 132Official CC Service List
16	Nicholas	Korn	njkorn@gmail.com			27445 County Road 23 Albany MN, 56307 United States	Electronic Service		No	22- 132Official CC Service List
17	Stacy	Kotch Egstad	stacy.kotch@state.mn.us		MINNESOTA DEPARTMENT OF TRANSPORTATION	395 John Ireland Blvd. St. Paul MN, 55155 United States	Electronic Service		No	22- 132Official CC Service List
18	Dawn S	Marsh	dawn_marsh@fws.gov	U.S. Fish & Wildlife Service		Minnesota- Wisconsin Field Offices 4101 American Blvd E Bloomington MN, 55425 United States	Electronic Service		No	22- 132Official CC Service List
19	Carol A.	Overland	overland@legalelectric.org	Legalelectric - Overland Law Office		1110 West Avenue Red Wing MN, 55066 United States	Electronic Service		No	22- 132Official CC Service List
20	Stephen	Rakow	stephen.rakow@state.mn.us		Department of Commerce	Suite 280 85 Seventh Place East St. Paul MN, 55101-2198 United States	Electronic Service		No	22- 132Official CC Service List
21	Generic Notice	Residential Utilities Division	residential.utilities@ag.state.mn.us		Office of the Attorney General - Residential Utilities Division	1400 BRM Tower 445 Minnesota St St. Paul MN, 55101-2131 United States	Electronic Service		Yes	22- 132Official CC Service List
22	Stephan	Roos	stephan.roos@state.mn.us		Minnesota Department of Agriculture	625 Robert St N Saint Paul MN, 55155- 2538 United States	Electronic Service		No	22- 132Official CC Service List
23	Christine	Schwartz	regulatory.records@xcelenergy.com	Xcel Energy		414 Nicollet Mall FL 7 Minneapolis MN, 55401- 1993 United States	Electronic Service		No	22- 132Official CC Service List
24	Will	Seuffert	will.seuffert@state.mn.us		Public Utilities Commission	121 7th Pl E Ste 350 Saint Paul MN, 55101 United States	Electronic Service		Yes	22- 132Official CC Service List
25	Janet	Shaddix Elling	jshaddix@janetshaddix.com	Shaddix And Associates		7400 Lyndale Ave S Ste 190 Richfield MN, 55423 United States	Electronic Service		Yes	22- 132Official CC Service List
26	Bria	Shea	bria.e.shea@xcelenergy.com	Xcel Energy		414 Nicollet Mall Minneapolis	Electronic Service		No	22- 132Official CC

#	First Name	Last Name	Email	Organization	Agency	Address	Delivery Method	Alternate Delivery Method	View Trade Secret	Service List Name
						MN, 55401 United States				Service List
27	Suzanne	Todnem	suzanne.todnem@state.mn.us		Office of Administrative Hearings	600 Robert Street North PO Box 64620 St. Paul MN, 55164 United States	Electronic Service		Yes	22-132Official CC Service List
28	Jayne	Trusty	execdir@swrdc.org	SWRDC		2401 Broadway Ave #1 Slayton MN, 56172 United States	Electronic Service		No	22-132Official CC Service List
29	Jen	Tyler	tyler.jennifer@epa.gov	US Environmental Protection Agency		Environmental Planning & Evaluation Unit 77 W Jackson Blvd. Mailstop B-19J Chicago IL, 60604-3590 United States	Electronic Service		No	22-132Official CC Service List
30	Garrick	Valverde	garrick.valverde@apexcleanenergy.com	Apex Clean Energy		8665 Hudson Boulevard North Suite 200 Lake Elmo MN, 55042 United States	Electronic Service		No	22-132Official CC Service List
31	Haley	Waller Pitts	hwallerpitts@fredlaw.com	Fredrikson & Byron, P.A.		60 S Sixth St Ste 1500 Minneapolis MN, 55402-4400 United States	Electronic Service		No	22-132Official CC Service List
32	Cynthia	Warzecha	cynthia.warzecha@state.mn.us	Minnesota Department of Natural Resources		500 Lafayette Road Box 25 St. Paul MN, 55155-4040 United States	Electronic Service		No	22-132Official CC Service List
33	Alan	Whipple	sa.property@state.mn.us		Minnesota Department Of Revenue	Property Tax Division 600 N. Robert Street St. Paul MN, 55146-3340 United States	Electronic Service		No	22-132Official CC Service List
34	Jonathan	Wolfgram	jonathan.wolfgram@state.mn.us		Office of Pipeline Safety	445 Minnesota St Ste 147 Woodbury MN, 55125 United States	Electronic Service		No	22-132Official CC Service List