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September 12, 2013

**VIA ELECTRONIC FILING**

Dr. Burl W. Haar  
Executive Secretary  
Minnesota Public Utilities Commission  
121 7<sup>th</sup> Place East, Suite 350  
St. Paul, MN 55101-2147

Re: Docket No. E999/AA-11-792  
Docket No. E999/AA-12-757  
Docket No. E999/CI-03-802

Dear Dr. Haar:

Minnesota Power is filing this letter in response to the September 5, 2013 correspondence from the Minnesota Department of Commerce – Division of Energy Resources. Minnesota Power agrees with the Department's suggestion that the Commission "convene a meeting with all the affected parties to address" to discuss the benefits, difficulties, expectations and other matters pertaining to the operation of utilities fuel clause adjustment process. While Minnesota Power may disagree with the Department's reasoning, we wholeheartedly agree with the Department's overall recommendation that a separate stakeholder discussion of these issues is greatly needed. It is clear from the recent hearing and party filings to date that there are many complex and nuanced issues involved – often with many differing perspectives and opinions. Thus, Minnesota Power believes a meeting with the Commission's direct involvement, the Department suggests, may be a better way to work towards resolving these differences than the current path of comment/reply comment/briefing papers/hearing.

Minnesota Power also agrees that taking this discussion out of the context of reviewing each company's annual AAA filing – and instead making it an overall Commission investigation or workgroup process – would be the most beneficial way to address the wide array of issues at play if the entire fuel adjustment clause mechanism is reviewed. That is one reason why Minnesota Power reminded the Commission of the open Investigation in Docket E999/CI-03-802 during the recent deliberations of the AA-11-792 Docket. Opening a dialogue would allow the Commission to shape the scope of inquiry and provide direction to the parties as to the information the Commission will need in its decision making process, and allow more time for information gathering, inquiry and reflection.



At present, the perceived “problems” and how to address them are a moving target. For example, the Department's comments in the AA-11-792 Docket focused on forced outage costs and whether some replacement energy costs were prudently incurred, with the disallowance of certain costs as the proposed resolution. However, the Department comments in the AA-12-757 Docket abandoned the forced outage cost inquiry completely and instead recommended a freeze to the overall fuel adjustment clause for each utility.

As Minnesota Power will describe in greater detail in its pending September 20 Reply Comments in the AA-12-757 Docket, the Department's recommendation to freeze fuel clause cost recovery at a three-year historic average would be catastrophic and would destroy the balance of just and reasonable rates. It is clear that recommendation did not take into consideration the changing nature of each utility's generation portfolio; the nature of commodity price fluctuations and changing fuel transportation costs; the impact of renewable energy mandates; or changing emission regulations and enforcement actions. These impacts need to be explored and understood in the context of the entire fuel clause operation and application before the Commission can even determine if there is in fact a “problem” that must then be addressed in a balanced way.

Please contact me at the number above if you have any questions.

Yours truly,



Christopher D. Anderson

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c: Service list

STATE OF MINNESOTA )  
 ) ss  
COUNTY OF ST. LOUIS )

AFFIDAVIT OF SERVICE VIA  
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Kristie Lindstrom of the City of Duluth, County of St. Louis, State of Minnesota, says that on the 12<sup>th</sup> day of September, 2013, she served Minnesota Power's Response to the Department's Comments to the Minnesota Public Utilities Commission August 16, 2013 Order in Docket No. E-999/AA-11-792 to the Minnesota Public Utilities Commission and the Energy Resources Division of the Minnesota Department of Commerce via electronic filing. The remaining parties on the attached service list were served as so indicated on the list.

/s/ Kristie Lindstrom

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Subscribed and sworn to before  
me this 12<sup>th</sup> day of September, 2013.

/s/ Sheryl A Miskowski

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Notary Public - Minnesota  
My Commission Expires Jan. 31, 2015

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