



Minnesota Public Utilities Commission

Decisions

Thursday, September 9, 2021

9:15 AM

Online via Webex

INTRODUCTION

DECISION ITEMS

1. **** PT5817/RW-21-268 Connexus Energy**
In the Matter of a Petition of Connexus Energy for Resolution of a Dispute with BNSF Railway Company Regarding Fees and Additional Requirements Under Minnesota Statutes Section 237.045.
 1. Should the Commission determine that Connexus's proposed construction of electrical distribution lines would be located within a public right of- way?
 2. Should the Commission find that BNSF is not permitted to charge an application fee or other fees for the construction proposed by Connexus?
 3. Should the Commission find that BNSF waived its right to make objection to Connexus's September 22, 2020 Application?
 4. Should the Commission find that BNSF did not establish that its additional requirements are necessitated by special circumstances?
 5. Should the Commission order that BNSF may only charge flagging expenses at the actual rate paid to flagging employees, as well as any time specifically dedicated to flagging by other employees at their regular hourly rate, and specifically note BNSF may not charge Connexus for inspectors who spend time on other items not associated with flagging?.
 6. Should the Commission retain jurisdiction over this matter to ensure compliance and refer the matter for civil penalties under Minn. Stat. §237.461 if BNSF fails to fully and timely comply with the findings and directives in the Commission's Order?
 7. Should the Commission order that the proposed construction of electrical distribution lines may begin immediately? (PUC: **Kaluzniak**)

Denied contested case hearing, found no special circumstances, and initiated investigation.

**2. ** ET2/TL-21-434 Great River Energy;
 Nexus Line, LLC**

In the Matter of the Petition to Transfer a Portion of the Route Permit for the HVDC Transmission Line System and Associated Facilities in Minnesota.

1. Should the Commission authorize a transfer of the route permit to Nexus Line, LLC pursuant to Minn. R. 7850.5000?
2. Has the permittee provided the name and description of the entity to whom the permit is to be transferred, the reasons for the transfer, a description of the facilities affected, and the requested date of the transfer?
3. Is there sufficient information in the record to determine that the new permittee can comply with the terms and conditions of the permit? (PUC: **Bruce**)

Directed applicants to file additional information.

ADJOURNMENT

*** One star indicates agenda item is unusual but is not disputed.**

**** Two stars indicate a disputed item or significant legal or procedural issue to be resolved. (Ex Parte Rules apply)**

Please note: For the complete record, please see eDockets