

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

**FIFTH  
PREHEARING ORDER**

In the Matter of the Application of Big Bend Wind, LLC, for a Certificate of Need for the up to 308 MV Big Bend Wind Project in Cottonwood and Watonwan Counties, Minnesota.

Docket No. IP-7013/CN-19-408

In the Matter of the Application of Big Bend Wind, LLC, for a Large Wind Energy Conversion System Site Permit for the up to 308 MV Big Bend Wind Project in Cottonwood and Watonwan Counties, Minnesota.

Docket No. IP-7013/WS-19-619

In the Matter of the Application of Big Bend Wind, LLC for a Route Permit for a 161 kV High Voltage Transmission Line in Cottonwood, Watonwan and Martin Counties, Minnesota.

Docket No. IP-7013/TL-19-621

In the Matter of the Application of Red Rock Solar, LLC, for a Certificate of Need for the up to 60 MW Red Rock Solar Project in Cottonwood County, Minnesota.

Docket No. IP-7014/CN-19-486

In the Matter of the Application of Red Rock Solar, LLC, for a Site Permit for the up to 60 MW Red Rock Solar Project in Cottonwood County, Minnesota.

Docket No. IP-7014/GS-19-620

These matters came before Administrative Law Judge James E. LaFave for a prehearing conference on October 8, 2021.

Christina Brusven and Haley Waller-Pitts, Fredrickson & Byron, represent Big Bend Wind, LLC, and Red Rock Solar, LLC.

Valerie T. Herring, Taft, Stettinius, & Hollister, LLP, represents the Minnesota Historical Society.

Richard Dornfeld, Assistant Attorney General, appeared represents the Department of Commerce Energy Environmental Review and Analysis Unit (DOC EERA).

Peter J. Rademacher and Amy Kania, Hogan Adams, PLLC, represent the Lower Sioux Community in the State of Minnesota.

Leif Rasmussen, General Counsel, represents the Upper Sioux Community Tribal Historic Preservation Office.

Cezar Panait and Charley Bruce represent the Public Utilities Commission staff.

Kevin Pranis represents the Laborers District Council of Minnesota and North Dakota.

To: All Persons on the Attached Service List.

On October 6, 2021, the DOC EERA informed the Administrative Law Judge that, after a review of the amended site permit application, it intends to revise and re-issue its scoping decision. It offered proposed changes to the schedule to accommodate the added steps necessary due to what it views are substantial changes in the project. The parties need time to discuss possible amendments to the schedule.

Based on all the files and proceedings in this matter,

**IT IS HEREBY ORDERED THAT:**

A prehearing conference will be held by telephone on **Friday, October 15, 2021, at 2:00 p.m.** to review the status of the case. At that time, please call **1-888-742-5095** and, when prompted, enter conference code **454 161 2416#**

Dated: October 11, 2021

  
JAMES E. LAFAVE  
Administrative Law Judge

October 11, 2021

See Attached Service List

**Re: In the Matter of the Application of Big Bend Wind, LLC, for a Certificate of Need for the up to 308 MV Big Bend Wind Project in Cottonwood and Watonwan Counties, Minnesota.**

**In the Matter of the Application of Big Bend Wind, LLC, for a Large Wind Energy Conversion System Site Permit for the up to 308 MV Big Bend Wind Project in Cotton Wood and Watonwan Counties, Minnesota.**

**In the Matter of the Application of Big Bend Wind, LLC, for a Route Permit for a 161 kV High Voltage Transmission Line in Cottonwood, Wataonwan and Martin Counties, Minnesota.**

**In the Matter of the Application of Red Rock Solar, LLC, for a Certificate of Need for the up to 60 MW Red Rock Solar Project in Cotton Wood County, Minnesota.**

**In the Matter of the Application of Red Rock Solar, LLC, for a Site Permit for the up to 60 MW Red Rock Solar Project in Cotton Wood County, Minnesota.**

**OAH 60-2500-37376**

**MPUC Docket No. IP-7013/CN-19-408**

**Docket No. IP-7013/WS-19-619**

**Docket No. IP-7013/TL-19-621**

**Docket No. IP-7014/CN-19-486**

**Docket No. IP-7014/GS-19-620**

To All Persons on the Attached Service List:

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

If you have any questions, please contact me at (651) 361-7874, [michelle.severson@state.mn.us](mailto:michelle.severson@state.mn.us), or via facsimile at (651) 539-0310.

Sincerely,

A handwritten signature in black ink that reads "Michelle Severson". The script is cursive and fluid, with the first name "Michelle" and last name "Severson" clearly legible.

MICHELLE SEVERSON  
Legal Assistant

Enclosure

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
PO BOX 64620  
600 NORTH ROBERT STREET  
ST. PAUL, MINNESOTA 55164

**CERTIFICATE OF SERVICE**

In the Matter of the Application of Big Bend Wind, LLC for a Certificate of Need for the up to 308 MV Big Bend Wind Project in Cottonwood and Watonwan Counties, Minnesota.	OAH Docket No.: 60-2500-37376 Docket No. IP-7013/CN-19-408
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Michelle Severson certifies that on October 11, 2021, she served the true and correct **FIFTH PREHEARING ORDER** by eService, and U.S. Mail, (in the manner indicated below) to the following individuals:

First Name	Last Name	Email Address	Company/Firm Name
Christina	Brusven	cbrusven@fredlaw.com	Fredrikson Byron
Generic Notice	Commerce Attorneys	commerce.attorneys@ag.state.mn.us	Office of the Attorney General-DOC
Kate	Fairman	kate.frantz@state.mn.us	Department of Natural Resources
Annie	Felix Gerth	annie.felix-gerth@state.mn.us	
Sharon	Ferguson	sharon.ferguson@state.mn.us	Department of Commerce
Lucas	Franco	lfranco@liunagroc.com	LIUNA
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Ray	Kirsch	Raymond.Kirsch@state.mn.us	Department of Commerce
Karen	Kromar	karen.kromar@state.mn.us	MN Pollution Control Agency
Chris	Kunkle	chris.kunkle@apexcleanenergy.com	Apex Clean Energy
James	LaFave	james.lafave@state.mn.us	Office of Administrative Hearings
Kevin	Maijala	Kevin.Maijala@mnhs.org	Minnesota Historical Society
Samantha J	Odegard	samanthao@upperSiouxcommunity-nsn.gov	Upper Sioux Tribal Community
Kevin	Pranis	kpranis@liunagroc.com	Laborers' District Council of MN and ND
Peter	Rademacher	prademacher@hogenadams.com	
Leif	Rasmussen	leif@steffensandrasmussen.com	Steffens & Rasmussen
Generic Notice	Residential Utilities Division	residential.utilities@ag.state.mn.us	Office of the Attorney General-RUD
Stephan	Roos	stephan.roos@state.mn.us	MN Department of Agriculture
Ronald C	Schirmer	ronald.schirmer@mnsu.edu	Department of Anthropology
Will	Seuffert	Will.Seuffert@state.mn.us	Public Utilities Commission
Janet	Shaddix Elling	jshaddix@janetshaddix.com	Shaddix And Associates
Cheyenne	St. John	cheyenne.stjohn@lowersioux.com	Lower Sioux Tribal Community
Haley	Waller Pitts	hwallerpitts@fredlaw.com	Fredrikson & Byron, P.A.
Cynthia	Warzecha	cynthia.warzecha@state.mn.us	Minnesota Department of Natural Resources
Christina	Brusven	cbrusven@fredlaw.com	Fredrikson Byron
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Kate	Fairman	kate.frantz@state.mn.us	Department of Natural Resources
Annie	Felix Gerth	annie.felix-gerth@state.mn.us	
Sharon	Ferguson	sharon.ferguson@state.mn.us	Department of Commerce