

March 3, 2016

Daniel P. Wolf Executive Secretary Minnesota Public Utilities Commission 121 7th Place East, Suite 350 St. Paul, Minnesota 55101-2147

RE: NOTICE OF COMMENT PERIOD Issued: February 26, 2016 In the Matter of the Complaint by PKM Electric Cooperative, Inc. Against Otter Tail Power Docket No. E131,E017/C-15-176 Docket No. E999/CI-12-957

Dear Mr. Wolf:

The above-referenced Notice requested Comments on the following by 4:30 pm on March 7, 2016:

- Should the Commission grant the parties' request for dismissal?
- Any other issues or concerns related to the parties' request?

As stated in its February 3, 2016 letter to the Honorable James Mortenson:

The Department has reviewed the Settlement Agreement and believes that:

- Paragraph 4 Service-by-Exception;
- Paragraph 5 Recording;
- Attachment 2 Map of Original Site and New Site; and
- Attachment 3 Map of Area Containing Other Possible Donaldson Sites

provide information that adequately address the issues presented in this proceeding.

The Department supports approval of the parties' Settlement Agreement by the Commission and revision of the Commission's service territory maps to reflect the written service-by-exception in the Settlement Agreement.

Regarding the Commission's inquiry as to other issues or concerns, the Department notes a general concern that the Commission's digital electric service area maps likely are inaccurate with respect to Otter Tail Power (Otter Tail) service and possibly that of many other electric utilities. During the course of the its investigation in this proceeding, the Department became aware that Otter Tail provides electrical service to more than 400 customers located in the assigned service territories of other utilities (see Attachment 1 for

Daniel P. Wolf March 3, 2016 Page 2

Public Version of Otter Tail's response to DOC Information Request No. 15). The Department also was informed that other utilities provide electrical service to approximately 150 customers within Otter Tail's assigned service territory. It is the Department's understanding that few, if any, of the identified instances have service-by-exception agreements.

The Commission has made concerted attempts, through its Orders dated December 3, 2012 and April 9, 2014 in Docket No. E999/CI-12-957, and Reminders dated April 11, 2013, November 7, 2014 and December 16, 2015, to correct its digital service area map to reflect utilities' obligations to serve customers within particular areas of the state. Otter Tail has not fully informed the Commission regarding customers the Company serves by exception, whether formal exception agreements exist or not and irrespective of whether such agreements have been approved by the Commission.

The Department recommends the Commission take whatever action it considers appropriate to ensure that the official electric utility service area maps accurately reflect electric utilities' obligations to serve particular areas in Minnesota.

Sincerely,

/s/ DALE V. LUSTI Financial Analyst

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DOC Attachment 1

PUBLIC DOCUMENT - TRADE SECRET DATA EXCISED Response to Information Request MN-DOC-15 Page 1 of 2

OTTER TAIL POWER COMPANY Docket No: E131, E017/C-15-176

Response to: MN Department of Commerce DER Analyst: Dale V. Lusti Date Received: 04/21/2015 Date Due: 05/01/2015 Date of Response: 06/09/2015 Responding Witness: Peter J. Beithon, Manager, Regulatory Recovery - (218) 739-8607

Information Request:

Otter Tail Power Company (Otter Tail) March 6, 2015 Comments

On Page 6 of its March 6, 2015 Comments in this proceeding, Otter Tail states:

The absence of a notation or marking of OTP's service to the Donaldson Facility in the Commission's service area boundary map (presented as Exhibit 1 to PKM's Complaint) is not unusual and it is not significant to resolution of this case. It is common for exception arrangements (such as OTP's service to Donaldson) to be omitted from the maps. The 1974 legislation that directed utilities to file boundary maps with the Commission excluded high-voltage electric lines from mapping, focusing on distribution facilities. Consistent with this standard, customers served as exceptions prior to 1974, large load service arrangements under Minnesota Statutes Section 216B.42 and exception service arrangements under Minnesota Statutes Section 216B.40 are not always referenced on the boundary maps.

- A. Please identify all instances whereby Otter Tail serves customers (large and/or small) in another utility's service area and the official service area map does not reflect the fact Otter Tail is providing service outside of its authorized service area.
- B. Please identify all instances whereby another utility serves customers (large and/or small) in Otter Tail's service area and the official service area map does not reflect the fact another utility is providing service within Otter Tail's authorized service area.

Attachments: 2

Attachment 2 to IR MN-DOC-15.pdf Attachment 1 to IR MN-DOC-15.pdf

Response:

- A. The list of Otter Tail customers outside Otter Tail's service territory is included in Attachment 1. Local field personnel were tasked with verifying the customers on the list.
- B. Otter Tail used field personnel to gather information on any Rural Electric Cooperative or Municipal accounts that are inside Otter Tail's service territory. Attachment 2 includes the information that was provided by those field personnel. Because the information was gathered by several different field personnel, the data is provided in a few differing formats. In most instances, the information is provided in a listing of individual customers. In some instances maps are provided with Rural Electric Cooperative or Municipal served accounts highlighted rather than a listing of various individual accounts (because all of these accounts are served by neighboring providers and not by OTP, customer information such as names, addresses, etc., are not available from OTP's CIS system).

Otter Tail is still gathering information from two areas and will be providing an update to this response when that data is available.

PUBLIC DOCUMENT - TRADE SECRET DATA HAS BEEN EXCISED UPDATED Attachment 1 to IR MN-DOC-15 Page 1 of 6

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			Parkers Prairie	MN		Runestone
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			Eagle Bend	MN		Runestone
			Eagle Bend	MN	56446	Runestone
			Parkers Prairie	MN	56361	Runestone
			FRAZEE	MN	56544	Lake Region Electric
			FRAZEE	MN		Lake Region Electric
			FRAZEE	MN		Lake Region Electric
			FRAZEE	MN		Lake Region Electric
			FRAZEE	MN		Lake Region Electric
			FRAZEE	MN		Lake Region Electric
			CLITHERALL	MN	56524	Lake Region Electric
			Battle Lake	MN	56515	Lake Region Electric
			TINTAH	MN	56583	Service Removed
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			HOFFMAN	MN	56339	Runestone Electric Cooperative
			FARWELL	MN	56327	Runestone Electric Cooperative
			APPLETON	MN		Agralite Electric Cooperative
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PUBLIC DOCUMENT - TRADE SECRET DATA HAS BEEN EXCISED UPDATED Attachment 2 to IR MN-DOC-15 Page 1 of 2

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ame	Service Address	City	State	Zip	COOP
		Wheaton	MN		
		Breckenridge	MN		Breckenridge Public Utilities
		Breckenridge	MN	56520	Breckenridge Public Utilities
		Breckenridge	MN	56520	
		Wilkin Cty	MN		
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		Kent	MN	56553	I II I II A A A A A A A A A A A A A A A
		MARSHALL	MN		Lyon Lincoln Electric Cooperative
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	·····	HOFFMAN	MN		Runestone Electric Cooperative
		DANVERS	MN	56231	Agralite Electric Cooperative
		MORRIS	MN		Agralite Electric Cooperative
		LAKE BENTON	MN		Lyon Lincoln Electric Cooperative
		LAKE BENTON	MN	56149	Lyon Lincoln Electric Cooperative
		KERKHOVEN	MN	56252	Agralite Electric Cooperative
		KERKHOVEN	MN	56252	Agralite Electric Cooperative
		MURDOCK	MN	56271	Agralite Electric Cooperative
		MINNEOTA	MN		Minnesota Valley Cooperative Power and Light Association
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PUBLIC DOCUMENT - TRADE SECRET DATA HAS BEEN EXCISED UPDATED Attachment 2 to IR MN-DOC-15 Page 2 of 2

Name	Service Address	City	State	Zip	COOP
		Wilton	ΜN		Beltrami Electric
		Wilton	MN		Beltrami Electric
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CERTIFICATE OF SERVICE

I, Sharon Ferguson, hereby certify that I have this day, served copies of the following document on the attached list of persons by electronic filing, certified mail, e-mail, or by depositing a true and correct copy thereof properly enveloped with postage paid in the United States Mail at St. Paul, Minnesota.

Minnesota Department of Commerce Letter

Docket No. E131, 017/C-15-176 and E999/CI-12-957

Dated this 3rd day of March 2016

/s/Sharon Ferguson

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Julia	Anderson	Julia.Anderson@ag.state.m n.us	Office of the Attorney General-DOC	1800 BRM Tower 445 Minnesota St St. Paul, MN 551012134	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Peter	Beithon	pbeithon@otpco.com	Otter Tail Power Company	P.O. Box 496 215 South Cascade S Fergus Falls, MN 565380496	Electronic Service treet	Yes	OFF_SL_15-176_Official CC Service List
William	Black	bblack@mmua.org	MMUA	Suite 400 3025 Harbor Lane Nor Plymouth, MN 554475142	Electronic Service th	No	OFF_SL_15-176_Official CC Service List
Thomas R	Brause	tbrause@otpco.com	Otter Tail Power Company	PO Box 496 215 S Cascade St Fergus Falls, MN 56538-0496	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Dennis R	Eicher	dennis@eicherconsulting.c om	D.R. Eicher Consulting, Inc.	28947 River Ridge Rd NW Isanti, MN 55040	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Svetlana	Fedje	sfedje@otpco.com	Otter Tail Power Company	215 S Cascade St Fergus Falls, MN 56537	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Sharon	Ferguson	sharon.ferguson@state.mn .us	Department of Commerce	85 7th Place E Ste 500 Saint Paul, MN 551012198	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Marc	Fournier	marc.fournier@state.mn.us	Public Utilities Commission	Suite 350121 7th Place East St. Paul, MN 551012147	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
John R.	Gasele	jgasele@fryberger.com	Fryberger Buchanan Smith & Frederick PA	700 Lonsdale Building 302 West Superior Str Duluth, MN 55802	Electronic Service eet	Yes	OFF_SL_15-176_Official CC Service List
Bruce	Gerhardson	bgerhardson@otpco.com	Otter Tail Power Company	PO Box 496 215 S Cascade St Fergus Falls, MN 565380496	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Emerald	Gratz	emerald.gratz@state.mn.us	Office of Administrative Hearings	PO Box 64620 Saint Paul, Minnesota 55164-0620	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Bryce	Haugen	bhaugen@otpo.com	Otter Tail Power Company	215 S Cascade St Fergus Falls, MN 56538	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Mark	Helland	mhelland@otpco.com	Otter Tail Power Company	215 South Cascade Street Fergus Falls, MN 56537	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Jim	Horan	Jim@MREA.org	Minnesota Rural Electric Association	11640 73rd Ave N Maple Grove, MN 55369	Electronic Service	No	OFF_SL_15-176_Official CC Service List
Arshia	Javaherian	arshia.javaherian@enbridg e.com	Enbridge Energy	26 East Superior Street Suite 309 Duluth, MN 55802	Electronic Service	No	OFF_SL_15-176_Official CC Service List
Richard	Johnson	Rick.Johnson@lawmoss.co m	Moss & Barnett	150 S. 5th Street Suite 1200 Minneapolis, MN 55402	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Harold	LeVander, Jr.	hlevander@felhaber.com	Felhaber, Larson, Fenton & Vogt, P.A.	Suite 2100 444 Cedar Street St. Paul, MN 551012136	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
John	Lindell	agorud.ecf@ag.state.mn.us	Office of the Attorney General-RUD	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012130	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Richard	Macke	macker@powersystem.org	Power System Engineering, Inc.	10710 Town Square Dr NE Blaine, MN 55449	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Peter	Madsen	peter.madsen@ag.state.m n.us	Office of the Attorney General-DOC	Bremer Tower, Suite 1800 445 Minnesota Street St. Paul, Minnesota 55101	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Sara G	McGrane	smcgrane@felhaber.com	Felhaber Larson	220 S 6th St Ste 2200 Minneapolis, MN 55420	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
James R	Mortenson	james.mortenson@state.m n.us	Office of Adminstrative Hearing	PO Box 64620 Saint Paul, MN 55164-0620	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Matt	Olsen	molsen@otpco.com	Otter Tail Power Company	215 South Cascade Street Fergus Falls, MN 56537	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Dean	Pawlowski	dpawlowski@otpco.com	Otter Tail Power Company	PO Box 496 215 S. Cascade St. Fergus Falls, MN 565370496	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
David G.	Prazak	dprazak@otpco.com	Otter Tail Power Company	P.O. Box 496 215 South Cascade S Fergus Falls, MN 565380496	Electronic Service treet	Yes	OFF_SL_15-176_Official CC Service List
Mark	Remer	mremer@otpco.com	Otter Tail Power Company	215 South Cascade St Fergus Falls, MN 56537	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Charles	Riesen	criesen@minnkota.com	PKM Electric Cooperative	406 North Minnesota Street PO Box 108 Warren, MN 567620108	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Richard	Salmen	rsalmen@felhaber.com	Felhaber Larson Fenlon & Vogt P.A.	220 S 6th St Ste 2200 Minneapolis, MN 55402	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Michael	Schmidt	mschmidt@minnkota.com	PKM Electric Coop Inc	PO Box 108 406 North Minnesota S Warren, MN 56762	Electronic Service St	Yes	OFF_SL_15-176_Official CC Service List
Steve	Schoeneck	sschoeneck@otpco.com	Otter Tail Power Company	215 South Cascade Street Fergus Falls, MN 56538	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List

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Janet	Shaddix Elling	jshaddix@janetshaddix.co m	Shaddix And Associates	Ste 122 9100 W Bloomington I Bloomington, MN 55431	Electronic Service Frwy	Yes	OFF_SL_15-176_Official CC Service List
Cary	Stephenson	cStephenson@otpco.com	Otter Tail Power Company	215 South Cascade Street Fergus Falls, MN 56537	Electronic Service	No	OFF_SL_15-176_Official CC Service List
Stuart	Tommerdahl	stommerdahl@otpco.com	Otter Tail Power Company	215 S Cascade St PO Box 496 Fergus Falls, MN 56537	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Kevin	Walli	kwalli@fryberger.com	Fryberger, Buchanan, Smith & Frederick	380 St. Peter St Ste 710 St. Paul, MN 55102	Electronic Service	No	OFF_SL_15-176_Official CC Service List
Jason	Weiers	jweiers@otpco.com	Otter Tail Power Company	215 South Cascade Street PO Box 496 Fergus Falls, MN 56538	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Randi	Winter	rwinter@felhaber.com	Felhaber Larson	Felhaber Larson 220 South Sixth Stree Suite 2200 Minneapolis, MN 55402	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Daniel P	Wolf	dan.wolf@state.mn.us	Public Utilities Commission	121 7th Place East Suite 350 St. Paul, MN 551012147	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List
Patrick	Zomer	Patrick.Zomer@lawmoss.c om	Moss & Barnett a Professional Association	150 S. 5th Street, #1200 Minneapolis, MN 55402	Electronic Service	Yes	OFF_SL_15-176_Official CC Service List

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Jeanne	Cochran	Jeanne.Cochran@state.mn .us	Office of Administrative Hearings	P.O. Box 64620 St. Paul, MN 55164-0620	Electronic Service	Yes	OFF_SL_12-957_Official
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John R.	Crooks	jcrooks@shakopeeutilities. com	Shakopee Public Utilities Commission	PO Box 470 255 Sarazin St. Shakopee, MN 55379-0470	Electronic Service	No	OFF_SL_12-957_Official
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Sharon	Ferguson	sharon.ferguson@state.mn .us	Department of Commerce	85 7th Place E Ste 500 Saint Paul, MN 551012198	Electronic Service	No	OFF_SL_12-957_Official
Elaine	Garry	egarry@peoplesrec.com	Peoples Energy Cooperative	1775 Lake Shady Ave S Oronoco, MN 55960-2351	Electronic Service	No	OFF_SL_12-957_Official
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Daniel P	Wolf	dan.wolf@state.mn.us	Public Utilities Commission	121 7th Place East Suite 350 St. Paul, MN 551012147	Electronic Service	Yes	OFF_SL_12-957_Official