## COMMERCE DEPARTMENT

May 29, 2019

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

## RE: Letter of the Minnesota Department of Commerce, Division of Energy Resources Docket No. E015/GR-16-664

Dear Mr. Wolf:

In Minnesota Power's (MP or the Company) most recent rate case, Docket No. E015/GR-16-664 (the 2016 Rate Case), the Minnesota Public Utilities Commission (Commission) approved a new Business Development Incentive Rider (BDIR), which provides temporarily discounted demand charges to customers with new or incremental loads of 350 kilowatts (kW) or larger. Each participating customer is required to enter into a six-year electric service agreement (ESA), with the discount applying for the first five of those years at a declining rate over the term.

Pursuant to Order Point 78 of the Commission's March 12, 2018 Order in the 2016 Rate Case, MP is required to:

- obtain approval of amendments to existing or new ESAs executed pursuant to the BDIR;
- file for approval of any new or amended ESA within 30 days after signing the agreement;
- include in the ESA filing the incremental revenue and incremental costs associated with the new ESA; and
- conduct energy audits for all BDIR customers.

ESAs executed pursuant to the BDIR are deemed approved if no party objects to the ESA within 30 days of the filing date.

On April 29, 2019, MP filed with the Commission a new BDIR ESA with Nordic Metals, signed on March 29, 2019. The Minnesota Department of Commerce, Division of Energy Resources (Department) reviewed MP's new ESA with Nordic Metals and concludes that MP has reasonably complied with all of the filing requirements imposed by the Commission's March 12, 2018 Order.

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The Department does, however, note for the Commission one possible minor concern related to whether the structure of Nordic Metal's ESA is consistent with the BDIR Tariff language.

Specifically, paragraph 10 of the proposed ESA with Nordic Metals states that Nordic Metals will be taking service at *two* delivery points at its property in Deerwood, Minnesota.<sup>1</sup> The Company's BDIR states:

For new or existing customers, Qualified Billing Demand is the new load of 350 kW or greater *at a single delivery point*.<sup>2</sup> *(emphasis added)* 

When Nordic Metals applied for the BDIR discount, it completed two separate applications, one for each of its two delivery points, and each application individually satisfied the criteria to receive the discount.<sup>3</sup> The two applications were then combined into a single ESA which reflects the aggregate load expected at the two delivery points.

The BDIR tariff does not explicitly address the treatment of a customer with multiple delivery points, and because Nordic Metals will be taking service at two delivery points, rather than a single delivery point as contemplated in the tariff, MP's application of its BDIR in this instance may be different than what was intended or expected by the Commission. However, because both of the delivery points individually meet the requirements to receive the BDIR discount, including the requirement that incremental revenues exceed incremental costs, the Department concludes that the addition of Nordic Metals load will be beneficial to MP's entire system and its other ratepayers, which is the intention of the BDIR.

If the Commission questions whether the language of MP's BDIR allows for a customer with multiple delivery points that individually meet the criteria to receive the discount, the Department recommends that the Commission direct MP to propose clarifying tariff language. If the Commission does not have any concerns, the proposed ESA can be approved with no further action.

The Department is available to answer any questions that the Commission may have.

Sincerely,

/s/ CRAIG ADDONIZIO Financial Analyst

CA/ja Attachment

<sup>&</sup>lt;sup>1</sup> See Exhibit A to MP's April 29, 2019 Compliance Filing.

<sup>&</sup>lt;sup>2</sup> See Tariff Page No. 100.0 in Minnesota Power's Electric Rate Book.

<sup>&</sup>lt;sup>3</sup> See Department Attachment 1.

## 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. E015/GR-16-664

Dated this 29<sup>th</sup> day of May 2019

/s/Sharon Ferguson

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Christopher	Anderson	canderson@allete.com	Minnesota Power	30 W Superior St Duluth, MN 558022191	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Lori	Andresen	info@sosbluewaters.org	Save Our Sky Blue Waters	P.O. Box 3661 Duluth, Minnesota 55803	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Peter	Beithon	pbeithon@otpco.com	Otter Tail Power Company	P.O. Box 496 215 South Cascade S Fergus Falls, MN 565380496	Electronic Service treet	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Sundra	Bender	sundra.bender@state.mn.u s	Public Utilities Commission	121 7th Place East Suite 350 Saint Paul, MN 55101-2147	Electronic Service	Yes	OFF_SL_16-664_PUC Offical Service List General Rate Case
Sara	Bergan	sebergan@stoel.com	Stoel Rives LLP	33 South Sixth Street Suite 4200 Minneapolis, MN 55402	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
David F.	Boehm		Boehm, Kurtz & Lowry	Suite 1510 36 East Seventh Stree Cincinnati, OH 45202	Paper Service at	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Elizabeth	Brama	ebrama@briggs.com	Briggs and Morgan	2200 IDS Center 80 South 8th Street Minneapolis, MN 55402	Electronic Service	Yes	OFF_SL_16-664_PUC Offical Service List General Rate Case
Jon	Brekke	jbrekke@grenergy.com	Great River Energy	12300 Elm Creek Boulevard Maple Grove, MN 553694718	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Christina	Brusven	cbrusven@fredlaw.com	Fredrikson Byron	200 S 6th St Ste 4000 Minneapolis, MN 554021425	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Michael J.	Bull	mbull@mncee.org	Center for Energy and Environment	212 Third Ave N Ste 560 Minneapolis, MN 55401	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
David	Cartella	David.Cartella@cliffsnr.co m	Cliffs Natural Resources Inc.	200 Public Square Ste 3300 Cleveland, OH 44114-2315	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Greg	Chandler	greg.chandler@upm.com	UPM Blandin Paper	115 SW First St Grand Rapids, MN 55744	Paper Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
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Generic Notice	Commerce Attorneys	commerce.attorneys@ag.st ate.mn.us	Office of the Attorney General-DOC	445 Minnesota Street Suite 1800 St. Paul, MN 55101	Electronic Service	Yes	OFF_SL_16-664_PUC Offical Service List General Rate Case
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Ron	Elwood	relwood@mnlsap.org	Mid-Minnesota Legal Aid	2324 University Ave Ste 101 Saint Paul, MN 55114	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
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Barbara	Gervais	toftemn@boreal.org	Town of Tofte	P O Box 2293 7240 Tofte Park Road Tofte, MN 55615	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
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Robert	Harding	robert.harding@state.mn.u s	Public Utilities Commission	Suite 350 121 7th Place East St. Paul, MN 55101	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Kimberly	Hellwig	kimberly.hellwig@stoel.co m	Stoel Rives LLP	33 South Sixth Street Suite 4200 Minneapolis, MN 55402	Electronic Service	Yes	OFF_SL_16-664_PUC Offical Service List General Rate Case
Annete	Henkel	mui@mnutilityinvestors.org	Minnesota Utility Investors	413 Wacouta Street #230 St.Paul, MN 55101	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
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Elanne	Palcich	epalcich@cpinternet.com	Save Our Sky Blue Waters	P.O. Box 3661 Duluth, MN 55803	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Мах	Peters	maxp@cohasset-mn.com	City of Cohasset	305 NW First Ave Cohasset, MN 55721	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Jennifer	Peterson	jjpeterson@mnpower.com	Minnesota Power	30 West Superior Street Duluth, MN 55802	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
William	Phillips	wphillips@aarp.org	AARP	30 E. 7th St Suite 1200 St. Paul, MN 55101	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Marcia	Podratz	mpodratz@mnpower.com	Minnesota Power	30 W Superior S Duluth, MN 55802	Electronic Service	Yes	OFF_SL_16-664_PUC Offical Service List General Rate Case
Tolaver	Rapp	Tolaver.Rapp@cliffsnr.com	Cliffs Natural Resources	200 Public Square Suite 3400 Cleveland, OH 441142318	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Kevin	Reuther	kreuther@mncenter.org	MN Center for Environmental Advocacy	26 E Exchange St, Ste 206 St. Paul, MN 551011667	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Ralph	Riberich	rriberich@uss.com	United States Steel Corp	600 Grant St Ste 2028 Pittsburgh, PA 15219	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Susan	Romans	sromans@allete.com	Minnesota Power	30 West Superior Street Legal Dept Duulth, MN 55802	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Richard	Savelkoul	rsavelkoul@martinsquires.c om	Martin & Squires, P.A.	332 Minnesota Street Ste W2750 St. Paul, MN 55101	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
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Britt	See Benes	britt@ci.aurora.mn.us	City of Aurora	16 W 2nd Ave N PO Box 160 Aurura, MN 55705	Paper Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
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Lynnette	Sweet	Regulatory.records@xcele nergy.com	Xcel Energy	414 Nicollet Mall FL 7 Minneapolis, MN 554011993	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
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Karen	Turnboom	karen.turnboom@versoco.c om	Verso Corporation	100 Central Avenue Duluth, MN 55807	Electronic Service	No	OFF_SL_16-664_PUC Offical Service List General Rate Case
Kodi	Verhalen	kverhalen@briggs.com	Briggs & Morgan	2200 IDS Center 80 South Eighth Stree Minneapolis, Minnesota 55402	Electronic Service	Yes	OFF_SL_16-664_PUC Offical Service List General Rate Case

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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