

Fahn, Patrick J.

From: bgerhardson@otpc.com
Sent: Friday, July 23, 2010 3:53 PM
To: RSavelkoul@felhaber.com; Fahn, Patrick J.
Cc: PBeithon@otpc.com; bernadeenb@gmail.com; TBrause@otpc.com;
Larry@LLSResources.com; kmaini@wi.rr.com; dmerz@otpc.com
Subject: RE: Draft Proposed Order Case No. PU-10-18

Follow Up Flag: Follow up
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Rich and Pat:

Of course it's a judgment call as to the best way to say this. I think your revisions generally catch the intent, but there's one thing that should be corrected. Your statement "One component of the FCA is the RRA Factor of \$.00551," needs to be revised or it could be misread. For OTP the FCA and RRA amounts are only combined for bill presentment - the two rates are calculated completely separate. That having been said, I think the general point is the same. There's a 0.551 cent *charge* for the Rider and a 0.9 cent *credit* for the FCA. The result is a combination of the FCA and RRA of a 0.35 cent credit for every kWh they use (thereby lowering their bills).

Pat, I assume you've got the gist adequately for the draft so I won't do another revision, unless that would be helpful to you. Let me know.

Bruce

From: Richard J. Savelkoul [mailto:RSavelkoul@felhaber.com]
Sent: Friday, July 23, 2010 3:20 PM
To: Gerhardson, Bruce; Fahn, Pat
Cc: Beithon, Pete; bernadeenb@gmail.com; Brause, Tom; Larry@LLSResources.com; kmaini@wi.rr.com; Merz, Diane
Subject: RE: Draft Proposed Order Case No. PU-10-18

Bruce and Pat -

A few more changes in the Findings - to clarify what is being said and still include what I believe is your intent. Have a great weekend.

Thanks,
Rich

Richard J. Savelkoul

Attorney

rsavelkoul@felhaber.com
Direct: (651) 312-6042
Fax: (651) 222-8905
Main: (651) 222-6321
444 Cedar Street
Suite 2100
St. Paul, MN 55101-2136
www.felhaber.com

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Reply comments in ND Large Industrial Group revisions to further revised draft Order

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From: bgerhardson@otpc.com [mailto:bgerhardson@otpc.com]
Sent: Friday, July 23, 2010 9:29 AM
To: Richard J. Savelkoul; PFahn@nd.gov
Cc: PBeithon@otpc.com; bernadeenb@gmail.com; TBrause@otpc.com; Larry@LLSResources.com; kmaini@wi.rr.com; dmerz@otpc.com
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I have attached a revised Order, which includes an explanation of the 19 -month recovery period (at the end of the 5th paragraph in the Commission Findings Section). I also accepted Rich's proposed revisions and cleaned up some minor typographical errors that I discovered (commas, spaces, etc). I removed the "10% savings" sentence from the second paragraph of the Commission Findings section, as I mentioned in my earlier email. I also paginated the document.

Let me know if you have any other questions or comments.

BRUCE GERHARDSON

Associate General Counsel

Otter Tail Power Company | 215 S Cascade St. | Fergus Falls, MN 56538-0496 | Ph: 218-998-7108 | Cell: 218-205-6851 | www.otpc.com

From: Gerhardson, Bruce
Sent: Friday, July 23, 2010 6:58 AM
To: 'rsavelkoul@felhaber.com'; 'PFahn@nd.gov'
Cc: Beithon, Pete; 'bernadeenb@gmail.com'; Brause, Tom; 'Larry@LLSResources.com'; 'kmaini@wi.rr.com'
Subject: Re: Draft Proposed Order Case No. PU-10-18

I just realized I didn't add an explanation of the 19 month recovery period. I'll send that out a bit later this morning.

Bruce

From: Richard J. Savelkoul [mailto:RSavelkoul@felhaber.com]
Sent: Thursday, July 22, 2010 03:52 PM
To: Richard J. Savelkoul <RSavelkoul@felhaber.com>; Gerhardson, Bruce; Fahn, Pat
Cc: Beithon, Pete; bernadeenb@gmail.com <bernadeenb@gmail.com>; Brause, Tom; Larry Schedin <Larry@LLSResources.com>; kmaini@wi.rr.com <kmaini@wi.rr.com>
Subject: RE: Draft Proposed Order Case No. PU-10-18

oops - attached

Richard J. Savelkoul

Attorney

rsavelkoul@felhaber.com

Direct: (651) 312-6042

Fax: (651) 222-8905

Main: (651) 222-6321

444 Cedar Street

Suite 2100

St. Paul, MN 55101-2136

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From: Richard J. Savelkoul
Sent: Thursday, July 22, 2010 3:50 PM
To: 'bgerhardson@otpc.com'; PFahn@nd.gov
Cc: PBeithon@otpc.com; bernadeenb@gmail.com; TBrause@otpc.com; 'Larry Schedin'; kmaini@wi.rr.com
Subject: RE: Draft Proposed Order Case No. PU-10-18

Please see the attached. Some I did not understand and some I did not think was supported by our record in this case, so changed it to what I thought would work.

Thanks,
Rich

Richard J. Savelkoul

Attorney

rsavelkoul@felhaber.com
Direct: (651) 312-6042
Fax: (651) 222-8905
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From: bgerhardson@otpc.com [mailto:bgerhardson@otpc.com]
Sent: Thursday, July 22, 2010 2:35 PM
To: PFahn@nd.gov; Richard J. Savelkoul
Cc: PBeithon@otpc.com; bernadeenb@gmail.com; TBrause@otpc.com
Subject: RE: Draft Proposed Order Case No. PU-10-18

Pat and Rich:

The attached is a revised draft Proposed Order for the Renewable Rider Case (PU-10-18).

The revisions reflect some additions Pat and I discussed earlier today. For your convenience I have also attached a redline version reflecting the changes so that you can do a comparison to the draft I sent this morning.

Let me know if you have additional questions or comments.

Bruce

From: Gerhardson, Bruce
Sent: Thursday, July 22, 2010 8:40 AM
To: 'pfahn@nd.gov'
Cc: 'rsavelkoul@felhaber.com'
Subject: Draft Proposed Order Case No. PU-10-18

Pat:

As we discussed, I am sending you a draft proposed Order for the 2010 Renewable Rider RRA Factor update case.

I am also copying Rich Savelkoul, counsel for the intervenors for any comments he may have.

BRUCE GERHARDSON

Associate General Counsel

Otter Tail Power Company | 215 S Cascade St. | Fergus Falls, MN 56538-0496 | Ph: 218-998-7108 | Cell: 218-205-6851 | www.otpco.com