



Timothy J. Dawson
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OFFICE OF ADMINISTRATIVE HEARINGS

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December 4, 2017

John Hamre
Public Service Commission
600 East Boulevard Avenue – Dept. 408
Bismarck, ND 58505-0480

RE: Foxtail Wind, LLC / PU-17-284
OAH File No. 20170425



Dear Mr. Hamre:

Enclosed please find the following documents which were received at the hearing in the Foxtail Wind, LLC (Foxtail) matter which was held in accordance with the Notice of Filing and Notice of Hearing on November 20, 2017, at the Fireside Restaurant, Ellendale, North Dakota. The materials delivered to you include:

1. An audio/video CD of the hearing;
2. A sign in sheet listing all attendees at the hearing;
3. A list of the witnesses who testified at the hearing;
4. A list of exhibits offered and received at the hearing; and
5. Original exhibits numbered 1 through 26 which were submitted at the hearing.

There were six late filed exhibits, exhibits 27 through 32. These six exhibits will be provided by Foxtail. These include:

1. Copies of decibel and shadow flicker waivers.
2. An updated site plan.
3. A wildlife consultation strategy.
4. Correspondence relating to U.S. Fish and Wildlife Service comments.
5. Correspondence relating to North Dakota Game and Fish Department comments.
6. A noxious weed mitigation plan.

There is one exhibit, Exhibit 11, that should not be made public.

The applicant's attorneys will be providing proposed and recommended findings of fact, conclusions of law and order by December 4, 2017.

Sincerely,

Timothy J. Dawson
Administrative Law Judge

Enclosures

Cc: Brian Meloy, counsel for Foxtail Wind, LLC
Brian Schmidt, Special Assistant Attorney General

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**Letter enclosing hearing audio, sign in sheet,
witness and exhibit lists, and exhibits**

Timothy Dawson, ALJ - Office of Administrative Hearings