



Public Service Commission

State of North Dakota

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December 6, 2019

Casey A. Furey
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RE: Case No. PU-18-280, docket #152
Emmons-Logan Wind, LLC
Emmons-Logan Wind Energy Center

On November 25, 2019, Emmons-Logan Wind, LLC ("Emmons-Logan") provided a letter informing North Dakota Public Service Commission that all work associated with the installation of the Aircraft Detection Lighting System ("ADLS") at the Wind Energy Center has been completed except for the installation of the radar system. Emmons-Logan Wind stated this is due to a delivery issue and the radar system is currently being shipped from an overseas supplier.

Staff appreciates advance notice of the issues Emmons-Logan is experiencing in implementation of its ADLS system. However North Dakota Century Code ("N.D.C.C") 49-22-16.4(2) and North Dakota Administrative Code ("N.D.A.C.") 69-06-11-02(1) require that a wind energy conversion facility for which a certificate of site compatibility was issued after June 5, 2016 must be equipped with a functioning light mitigating technology in compliance with the law and rule by December 31, 2019. N.D.C.C. 49-22-16.4 and N.D.A.C. 69-06-11-02 do not allow for an extension of this deadline for a wind energy conversion facility that was issued a certificate of site compatibility after June 5, 2016.

Emmons-Logan will not be in compliance with N.D.C.C. 49-22-16.4 and N.D.A.C. 69-06-11-02 unless the radar system is installed and the ADLS system is functioning and in compliance with N.D.C.C and N.D.A.C by December 31, 2019.

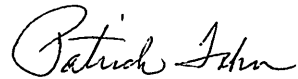
Staff requests that, starting December 13, 2019, Emmons-Logan provide a weekly update on the status of the ADLS system and on the status of the Emmons-Logan Wind Energy Center construction. Specifically to notify Staff of construction

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Request for weekly progress reports

progress of the entire project, and additionally when the Radar System is installed and the ADLS system is functioning.

Please feel free to contact me with any questions.

Best regards,

A handwritten signature in cursive script that reads "Patrick Fahn".

Patrick Fahn
Director, Public Utilities Division