

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

**Ruso Wind Partners, LLC  
Ruso Wind Project – Siting Application  
Ward & McLean Counties, North Dakota**

**Case No. PU-19-028**

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**Motion to Consider Post-Hearing Filings**

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Pursuant to N.D.C.C. § 28-32-25, Ruso Wind Partners, LLC (“Ruso Wind”) hereby moves that the North Dakota Public Service Commission (the “Commission”) consider additional post-hearing filings in the above-referenced case. Specifically, Ruso Wind requests that the Commission consider its proposed Late-Filed Exhibit Nos. 58 and 59, previously filed on August 9, 2019.

Proposed Late-Filed Exhibit No. 58 provides a copy of a Northern Long-eared Bat Mist Netting Surveys Report. The surveys and associated report were completed after the public hearing was held on June 17, 2019, so the information was not available at the time of the hearing. As Ms. Kristin Mohon testified at the public hearing, the mist netting surveys were being conducted to confirm the absence of the Northern Long-eared Bat within the Ruso Project Area, and the surveys were requested by the United States Fish and Wildlife Service. The information is relevant and competent, as it provides an update to testimony and other survey work presented at the public hearing regarding Northern Long-eared Bats.


Proposed Late-Filed Exhibit No. 59 provides an update regarding the status of Ruso Wind’s interconnection request in the Midcontinent Independent System Operator, Inc.’s (“MISO”) queue. The information discussed in Late-Filed Exhibit No. 59 was not known at the time of the public hearing, as MISO’s final Detailed Planning Phase 2 network upgrade cost determination was not made until the week of August 5, 2019. The information is relevant and

competent, as it provides an update to testimony presented at the public hearing by Mr. Morgan Berry regarding the status of Ruso Wind's MISO interconnection request.

For the reasons set forth above, Ruso Wind respectfully requests that its motion be granted and that the Commission consider proposed Late-Filed Exhibit Nos. 58 and 59.

Dated this 15th day of August, 2019.

FREDRIKSON & BYRON, P.A.

By 

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MOLLIE M. SMITH, ND Bar #06714  
*Attorney for Ruso Wind Partners, LLC*  
200 South Sixth Street, Suite 4000  
Minneapolis, MN 55402-1425  
(612) 492-7270  
msmith@fredlaw.com

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