

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF NORTH DAKOTA**

**In the matter of the Joint Application of
Emmons-Logan Wind, LLC and
Emmons-Logan Wind Interconnection,
LLC for Expedited Transfer of Route
Permit and Certificate of Corridor
Compatibility**

PU-19-___

**JOINT APPLICATION FOR EXPEDITED TRANSFER
OF ROUTE PERMIT AND CERTIFICATE OF CORRIDOR COMPATIBILITY**

Pursuant to North Dakota Century Code Chapter 49-22 and North Dakota Administrative Code Article 69-06, Emmons-Logan Wind, LLC (“Emmons-Logan Wind”) and Emmons-Logan Wind Interconnection, LLC (“Emmons-Logan Interconnection”) (collectively “Applicants”), hereby submit this Joint Application for Expedited Transfer of Certificate of Site Compatibility (“Application”) for transfer of the Route Permit No. 218 and Certificate of Corridor Compatibility No. 208 issued to Emmons-Logan Wind in Case No. PU-18-281.

I. Statutory Authority

The transfer of a certificate of site compatibility is authorized under North Dakota Century Code section 49-22-07 and North Dakota Administrative Code section 69-06-01-02(4). Pursuant to North Dakota Administrative Code section 69-06-01-02(4) and North Dakota Century Code section 49-22-13(2), the North Dakota Public Service Commission (“Commission”) shall publish notice of opportunity for a public hearing on such transfer.

II. Background

1. On February 6, 2019, in Case No. PU-18-281, the Commission issued Route Permit No. 218 (the “Permit”) and Certificate of Corridor Compatibility No. 208 (the “Certificate”) to Emmons-Logan Wind for the construction and operation of a 6.85-mile, 230 kilovolt (“kV”) electric transmission line and associated facilities (“Transmission Line”) in Emmons County, North Dakota. The Commission issued an amended order on August 6, 2019, to adopt updated Tree and Shrub Mitigation requirements.
2. The Transmission Line originates at the Emmons-Logan Wind Energy Center (“Emmons-Logan WEC”), which was issued Certificate of Site Compatibility No. 57 in Case No. PU-18-280 on February 6, 2019, as amended on August 6, 2019. Once

completed, the Transmission Line will terminate at an interconnection to the existing Montana Dakota Utilities 230 kV Heskett-Wishek transmission line in Emmons County, North Dakota.

III. Application for Transfer of Route Permit and Certificate of Corridor Compatibility

Applicants respectfully request the transfer of the Permit and Certificate from Emmons-Logan Wind to Emmons-Logan Interconnection, and state as follows:

1. Emmons-Logan Wind and Emmons-Logan Interconnection are both wholly-owned, indirect subsidiaries of NextEra Energy Resources, LLC, which is a wholly-owned, indirect subsidiary of NextEra Energy, Inc.
2. Emmons-Logan Wind is a Delaware limited liability company with its principal place of office in Juno Beach, Florida, and is authorized to do business in the State of North Dakota. Attached hereto as Exhibit 1, is a certified copy of the Certificate of Formation from the State of Delaware. Certificates of Good Standing for Emmons-Logan Wind from the North Dakota Secretary of State and the Delaware Secretary of State are attached hereto as Exhibit 2 and Exhibit 3, respectively.
3. Emmons-Logan Interconnection is a Delaware limited liability company with its principal place of office in Juno Beach, Florida, and is authorized to do business in the State of North Dakota. Attached hereto as Exhibit 4, is a certified copy of the Certificate of Formation from the State of Delaware. Certificates of Good Standing for Emmons-Logan Interconnection from the North Dakota Secretary of State and the Delaware Secretary of State are attached hereto as Exhibit 5 and Exhibit 6, respectively.
4. Associated with a corporate restructuring and a pending financing transaction, Emmons-Logan Wind will transfer the Transmission Line assets to Emmons-Logan Interconnection. This transaction is currently scheduled to close on or before December 6, 2019. Therefore, the Applicants respectfully request expedited treatment of this Application.
5. Emmons-Logan Interconnection has the financial and technical qualifications to own the Transmission Line. Emmons-Logan Interconnection agrees to assume the rights and obligations of the Permit and Certificate for the Transmission Line and to comply with the terms and conditions of the Permit and Certificate and all applicable Commission orders pertaining thereto. *See* Exhibit 7, Affidavit of Gregory Schneck, Vice President on behalf of Emmons-Logan Interconnection, and attached hereto.

Applicants seek the transfer of the Permit and Certificate from Emmons-Logan Wind to Emmons-Logan Interconnection and respectfully request that the Commission:

1. Deem this Application complete, and publish a notice of opportunity for public hearing once in the official newspaper of Emmons County, North Dakota.
2. Grant the transfer of the aforementioned Route Permit and Certificate of Corridor Compatibility from Emmons-Logan Wind, LLC to Emmons-Logan Wind Interconnection, LLC, and reissue the Route Permit and Certificate of Corridor Compatibility in the name of Emmons-Logan Wind Interconnection, LLC prior to December 6, 2019.
3. Grant such other relief as the Commission shall deem appropriate.

Dated this 3rd day of October, 2019.



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