

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE MINNESOTA PUBLIC UTILITIES COMMISSION

In the Matter of a Petition by Excelsior Energy,      MPUC Docket No. E-6472/M-05-1993  
Inc. for the Approval of a Power Purchase              OAH Docket No. 12-2500-17260-2  
Agreement Under Minn. Stat. §216B.1694,  
Determination of Least Cost Technology, and  
Establishment of a Clean Energy Technology  
Minimum Under Minn. Stat. §216B.1693

**PETITION TO INTERVENE OF IZAAK WALTON LEAGUE OF  
AMERICA – MIDWEST OFFICE, FRESH ENERGY AND MINNESOTA CENTER FOR  
ENVIRONMENTAL ADVOCACY**

Pursuant to Minnesota Rules 7829.0800 and 1400.6200, Izaak Walton League of America – Midwest Office (IWLA), Fresh Energy, and Minnesota Center for Environmental Advocacy (MCEA) hereby petition to intervene jointly in the above-captioned matter.

IWLA is a nonprofit conservation organization committed to protecting fish and wildlife, critical habitat, air and water resources. The Midwest Office of the IWLA works on energy and air quality issues throughout the Midwest.

Fresh Energy (formerly Minnesotans for an Energy-Efficient Economy), a nonprofit organization, works in the public interest to catalyze state and regional policy and regulation that will stimulate the technological advancements necessary for an energy system that sustains the economy, people, and the planet.

MCEA is a nonprofit environmental organization that works in the courts, the legislature and state agencies to protect Minnesota's wildlife, natural resources and the health of its people. MCEA's five program areas include an Energy Program, which focuses on advancing the pursuit of environmentally sustainable sources of energy.

IWLA, Fresh Energy, and MCEA regularly participate in matters before the Minnesota Public Utilities Commission where identification and quantification of environmental costs and risks associated with energy choices are at issue. Recently IWLA, Fresh Energy and MCEA, intervened in the 2004 Xcel Energy Resource Plan proceeding, which is currently pending before the Commission, to address issues regarding how Xcel meets future demand of its customers during the time period Excelsior Energy intends to operate. IWLA, Fresh Energy and MCEA, have urged Xcel to make substantially greater commitments to demand side management and wind power, recognizing both the financial and environmental risks associated with coal-fired electricity.

Issues set for the Excelsior Energy hearing include determinations regarding Xcel Energy's obligation to purchase output from the proposed coal-fired Excelsior Energy project, including whether such a purchase is in the public interest, and whether the output from the project is likely to be a least-cost source of electricity. The interests of IWLA, Fresh Energy and MCEA are clearly implicated in such determinations, and such interests are not adequately represented by other parties to this proceeding. For these reasons, IWLA, Fresh Energy, and MCEA respectfully request that they be granted intervention in this proceeding.

Dated: June 5, 2005

Respectfully submitted,

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OF AMERICA – MIDWEST OFFICE, FRESH  
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