

**BEFORE THE
MINNESOTA PUBLIC UTILITIES COMMISSION**

**Beverly Heydinger
David Boyd
Nancy Lange
J. Dennis O'Brien
Betsy Wergin**

**Chair
Commissioner
Commissioner
Commissioner
Commissioner**

In the Matter of the Application of Goodhue
Wind, LLC for a Certificate of Need for a
78 MW Large Wind Energy Conversion
System in Goodhue County

PUC Docket Nos. IP6701/CN-09-1186
E-002/M-09-1349
E-002/M-09-1350
IP-6701/WS-08-1233

**REPLY COMMENTS OF GOODHUE WIND TRUTH
REGARDING "REPLY" COMMENTS OF NEW ERA**

I. NEW ERA'S COMMENTS ARE NOT "REPLY" COMMENTS

Goodhue Wind Truth has reviewed the "Reply" comments of New Era filed earlier today and note that for the most part, they are statements not in response to the Comments of others, but are initial comments or correspondence, and as such, we ask for Official Notice that these Comments are not "Reply" Comments that fail to address either Comments of other parties or the Commission's many questions contained in its Order.

II. WHERE DOES NEW ERA GO FROM HERE?

New Era notes that all of its proposals to NSP to cure the defaults in the Power Purchase Agreements have been rejected as of a letter of April 12, 2013. GWT appreciates that disclosure. As of April 12, 2013, per New Era, NSP has stated that New Era has 30 days to cure the defaults in the PPAs. Therefore, as of May 12, 2013, or opening for business on Monday, May 13, 2013, New Era will be able to report status to the Commission and the Commission will know whether there has been a cure or whether the project is terminal. Regarding New Era's question "Where

does New Era go from here,” Goodhue Wind Truth requests that if, as expected, the defaults in the PPAs are not cured, that New Era go away, formally withdrawing the Certificate of Need and Siting applications. GWT takes no position as to New Era’s destination.

III. GOODHUE WIND TRUTH REQUESTS COMMISSION SCHEDULE AGENDA ITEM

Goodhue Wind Truth appreciates the details disclosed in today’s Comment filed today. Based upon the New Era filing, Goodhue Wind Truth requests that the Commission continue to move forward with this docket and schedule this matter as an agenda item for May 16, 2013, or soon thereafter, to address New Era’s request for extension of the deadline for the Certificate of Need. At that time, there will be sufficient information to determine whether the PPA defaults have been cured, and to consider the failure of New Era to otherwise address the many issues presented by the Commission for Comment. Goodhue Wind Truth asks that the Commission provide the opportunity for New Era to withdraw its Certificate of Need and Siting applications. If New Era fails to withdraw its applications, Goodhue Wind Truth requests that the Commission either directly deny New Era’s request, or in the alternative, take no action to extend the Certificate of Need in-service date.

Respectfully submitted:

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