



Wisconsin Public Service Corporation
700 North Adams Street
Green Bay, WI 54301
www.wisconsinpublicservice.com

Public Service Commission of Wisconsin
RECEIVED: 02/26/2020 11:05:09 AM

February 26, 2020

Ms. Steffany Powell Coker
Secretary to the Commission
Public Service Commission of Wisconsin
4822 Madison Yards Way
Madison, WI 53705-9100

RE: Docket 5-BS-228: Joint Application of Madison Gas and Electric Company and Wisconsin Public Service Corporation for Approval to Acquire Ownership Interests in Solar Electric Generating Facilities

Dear Ms. Powell Coker:

As a follow up to the verbal notice provided to Commission Staff on Tuesday, February 18, 2020, Wisconsin Public Service Corporation and Madison Gas and Electric received the enclosed Force Majeure notice from Next Ear related to the Two Creeks Solar Farm Project.

Inquiries regarding this notice can be directed to Rich Stasik at richard.stasik@wecenergygroup.com and (414) 221-3685.

Respectfully submitted,

/s/ Theodore T. Eidukas
Theodore T. Eidukas
Vice President -
State Regulatory Affairs
WEC Energy Group
Wisconsin Public Service Corp.

Enclosure

NEXTERA ENERGY ENGINEERING & CONSTRUCTION, LLC
700 Universe Boulevard
Juno Beach, Florida 33408

February 6th, 2020

Via UPS and Electronic Mail

Wisconsin Public Service Corporation
c/o WEC Energy Group, Inc.
231 West Michigan Avenue
Milwaukee, Wisconsin 53203
Attn: General Counsel – Peggy Kelsey
Peggy.Kelsy@wecenergygroup.com

Re: Nextracker – Event of Force Majeure – Coronavirus

Dear Ms. Kelsey,

Pursuant of Section 14.3 of the Engineering, Procurement and Construction Agreement between Wisconsin Public Service Corporation, as Owners' Representative thereunder, and NextEra Energy Engineering & Construction, LLC (NextEra), this is to notify Owners' Representative of the occurrence of an event of Force Majeure caused by the travel restrictions and factory shut-downs in China related to minimizing the threat of the global spread of the Coronavirus, which are adversely impacting the ability of Nextracker, the Two Creeks Solar Project's racking system supplier, to meet its racking system delivery deadlines.

It is our belief that this event of Force Majeure will have an impact on the Critical Path of the Work and will require an adjustment to the Project Schedule. The full extent of this event of Force Majeure is not yet quantifiable and, therefore, NextEra reserves the right to review and discuss the full impact and other subsequent adjustments when the full impact of this event of Force Majeure is known.

Next Era will work to alleviate and mitigate the duration and costs arising from this event of Force Majeure.

NEXTERA ENERGY ENGINEERING & CONSTRUCTION, LLC

By  _____
Rodney Price
507-317-5628

Cc:
NEEC: David Tenan
WPS: Richard E. O'Connor