

169 FERC ¶ 61,158
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Neil Chatterjee, Chairman;
Richard Glick and Bernard L. McNamee.

Basin Electric Power Cooperative

Docket Nos. ER19-2909-000
ER19-2909-001
ER19-2910-000
ER19-2911-000
ER20-1-000
ER20-2-000

ORDER REJECTING FILINGS WITHOUT PREJUDICE

(Issued November 26, 2019)

1. On September 30, 2019, in Docket Nos. ER19-2909-000,¹ ER19-2910-000, ER19-2911-000, and on October 1, 2019, in Docket Nos. ER20-1-000 and ER20-2-000, Basin Electric Power Cooperative (Basin) filed, pursuant to section 205 of the Federal Power Act (FPA)² and Part 35 of the Commission's regulations,³ a stated rate for wholesale electric service (Rate Schedule A), transmission agreements, an Open Access Transmission Tariff (OATT), an application for market-based rate authority, and 19 long-term wholesale power contracts (Wholesale Power Contracts), respectively, in anticipation of becoming a public utility subject to the Commission's jurisdiction.⁴

¹ On October 31, 2019, Basin filed an amendment in Docket No. ER19-2909-001 to provide additional information.

² 16 U.S.C. § 824d (2018).

³ 18 C.F.R. pt. 35 (2019).

⁴ We collectively refer to the above-captioned filings as the Basin Filings. In addition, on September 30, 2019, Basin submitted an application pursuant to section 204 of the FPA (16 U.S.C. § 824c) in Docket No. ES19-71-000 requesting authorization to issue short-term and long-term debt. Basin's request was authorized on October 31, 2019. *Basin Elec. Power Coop.*, 169 FERC ¶ 62,062 (2019) (delegated order).

2. As discussed below, we reject the Basin Filings without prejudice to Basin submitting a more complete set of filings that cures the issues that we discuss below.

I. Background

3. Basin is a consumer-owned electric generation and transmission cooperative that provides wholesale electricity to its 141 Members at cost-based rates pursuant to long-term wholesale contracts. Basin's membership structure includes 18 Class A Members, 1 Class B Member, 121 Class C Members, and 1 Class D Member.⁵ An 11-seat Board of Directors (Board) controls Basin.

4. Basin's Members consist of rural electric and small municipal electric systems in Colorado, Iowa, Minnesota, Montana, Nebraska, New Mexico, North Dakota, South Dakota, and Wyoming. Basin's Members' systems serve approximately three million consumers in the Eastern Interconnection⁶ and the Western Interconnection. Basin supplies power to its Members through a portfolio of ownership interests in generation and power purchase agreements and has about 6,000 megawatts (MW) of capacity in its generation portfolio. Further, Basin has three subsidiaries: Basin Cooperative Services, Dakota Coal Company, and Dakota Gasification Company.

II. Filings

5. Basin states that it will become subject to the Commission's jurisdiction on the earlier of the date on which: (1) Basin admits a Class A Member that does not qualify under FPA section 201(f)⁷ for exemption from Commission regulation; or (2) an existing

⁵ Class A Members are generation and transmission and distribution cooperatives that have entered into long-term wholesale power contracts with Basin; Class B Members are municipalities that are members of and purchase power from a Class A Member; Class C Members are distribution cooperatives and public power districts that are members of and purchase power from a Class A Member; and Class D Members are electric cooperatives or municipalities that purchase power directly from Basin on a basis other than the Class A long-term power contracts.

⁶ Basin notes that, on October 1, 2015, Basin joined the Southwest Power Pool, Inc. (SPP) as a Transmission Owner and placed its transmission facilities in the Eastern Interconnection under the functional control of SPP.

⁷ FPA section 201(f) provides as follows:

No provision in this subchapter shall apply to, or be deemed to include, the United States, a State or any political subdivision of a State, an electric cooperative that receives financing under the Rural

Class A Member ceases to qualify for such exemption. Basin states that it anticipates that both of these events will occur in November 2019.

6. Basin states that it has re-admitted Tri-State Generation and Transmission Association, Inc. (Tri-State)⁸ as a Member effective November 1, 2019. Basin explains that, in July 2019, Tri-State submitted filings to the Commission indicating that it would no longer qualify for an exemption from Commission regulation under the FPA because it would be admitting a new member on or after September 22, 2019. Basin explains that, at the time Tri-State submitted these filings, Tri-State was a Class A Member of Basin. Basin states that, on August 29, 2019, Tri-State informed Basin that it planned to admit the new member earlier than anticipated and Basin and Tri-State agreed that Tri-State would withdraw its membership in Basin before Tri-State admitted the new member. Basin states that, on September 3, 2019, in anticipation of Tri-State's admission of a new member later that day, Tri-State withdrew its membership in Basin, and Tri-State informed the Commission of its admission of the new Tri-State member, Mico, Inc. (Mico).⁹ Basin states that, on September 6, 2019, Tri-State applied for readmission as a Class A Member of Basin to be effective November 1, 2019, which the Basin Board approved on September 8, 2019.

7. Basin also states that it anticipates that a Class C Member that does not hold any Rural Utilities Service (RUS) debt will have sold more than four million MWh of electricity by the end of November 2019, and as a result, the Class A Member to which

Electrification Act of 1936 (7 U.S.C. 901 et seq.) or that sells less than 4,000,000 megawatt hours [MWh] of electricity per year, or any agency, authority, or instrumentality of any one or more of the foregoing, or any corporation which is wholly owned, directly or indirectly, by any one or more of the foregoing, or any officer, agent, or employee of any of the foregoing acting as such in the course of his official duty, unless such provision makes specific reference thereto.

16 U.S.C. § 824(f).

⁸ Tri-State is a wholesale generation and transmission cooperative that provides wholesale electricity to its 43 Member electric distribution cooperatives.

⁹ In informing the Commission of its admission of Mico as a new Tri-State member, Tri-State stated that Mico is a wholesale energy services company, not an electric cooperative or governmental entity, and not owned by electric cooperatives or governmental entities in the United States. *See Tri-State Generation and Transmission Ass'n, Inc.*, 169 FERC ¶ 61,012, at P 16 (2019).

that Class C Member belongs will no longer be wholly owned by entities that qualify for an exemption from Commission regulation under FPA section 201(f). Basin states that after learning of Tri-State's decision to admit a new member such that it no longer would qualify for an exemption under FPA section 201(f), Basin reviewed the metering data for all other Members that do not hold RUS debt. Basin explains that, based on this review, conversations with its Class A Member Upper Missouri G. & T. Electric Cooperative, Inc. (Upper Missouri), and Upper Missouri's filings in Docket Nos. ER19-2818-000, ER19-2820-000, and ER19-2821-000,¹⁰ Basin anticipates that a Class C Member (which is a member of Basin Class A Member Upper Missouri) will exceed the four million MWh threshold specified in FPA section 201(f) by the end of November 2019. Basin requests that the Basin Filings become effective on the date that Basin becomes subject to the Commission's jurisdiction; however, Basin states that it cannot predict this date with certainty.

A. Rate Schedule A (Docket Nos. ER19-2909-000 and ER19-2909-001) and Wholesale Power Contracts (Docket No. ER20-2-000)

8. In Docket Nos. ER19-2909-000 and ER19-2909-001, Basin filed Rate Schedule A to establish a stated rate, based on comprehensive cost-of-service, for the services that it provides to its Members pursuant to the Wholesale Power Contracts. Basin states that the rates developed under Rate Schedule A are approved by its Board as part of an annual budget process. Basin states that its rates are designed to collect required revenues to cover its budgeted costs and maintain reasonable reserves to maintain the financial integrity of the cooperative. Basin states that each Member, when executing its Wholesale Power Contract, commits to pay Basin for capacity and energy in accordance with Rate Schedule A. Basin explains that it charges its Members a stated rate each month as part of the rates assessed under Rate Schedule A, and that the rates depend on a variety of factors.¹¹ Basin states that the Wholesale Power Contracts require the Basin Board, with feedback from the Class A Member managers, to review the rates at least annually and to revise the rates to produce necessary revenues.

9. Basin also filed with Rate Schedule A the following attachments: (1) Statement BL, which provides a narrative explanation of the basis and derivation of its rates; (2) 2019 Utility Budget with Estimates by RUS Account; and (3) Cost-Based Rate Calculation, which is a high-level summary cost analysis. According to Basin, its

¹⁰ These filings are currently pending before the Commission.

¹¹ Basin Rate Schedule A Transmittal at 17.

estimated 2019 revenue requirements amount to \$1,583,360,299, based on its estimated cost-of-service for 2019.¹²

10. In Docket No. ER20-2-000, Basin filed 19 Wholesale Power Contracts (filed therein as Rate Schedule Nos. 1 through 19), which are pre-existing long-term bilateral agreements between Basin and its 18 Class A Members and 1 Class D Member. Basin notes that the rates charged in the Wholesale Power Contracts are governed by Rate Schedule A, and Basin states that, pursuant to the Wholesale Power Contracts, it sells and delivers to the Members all of their capacity and energy requirements.¹³ Basin explains that the Wholesale Power Contracts tell Basin and each Member what they must do and Rate Schedule A tells each Member how much it must pay. Basin further states that the Wholesale Power Contracts provide that capacity and energy will be furnished in accordance with the Member's normal annual load patterns and Basin's obligations are limited to the extent it has capacity, energy, and facilities available. Basin explains that all 19 of the Wholesale Power Contracts have terms that continue until either 2050 or 2075.¹⁴

B. OATT (Docket No. ER19-2911-000) and Transmission Agreements (Docket No. ER19-2910-000)

11. In Docket No. ER19-2911-000, Basin filed its OATT to establish the rates, terms, and conditions for transmission service over its transmission facilities in the Western Interconnection. Basin notes that its OATT is based on the Commission's *pro forma* OATT established in Order No. 890,¹⁵ and states that any deviations that do not conform to the Commission's *pro forma* OATT address Basin's unique circumstances and status

¹² Basin Rate Schedule A Transmittal, Attachment D at 1.

¹³ Basin notes that it serves Tri-State's full requirements in the Eastern Interconnection, and Tri-State buys a fixed amount of power from Basin in the Western Interconnection. Basin Wholesale Power Contracts Transmittal at 5, 12-13.

¹⁴ Basin states that the Wholesale Power Contracts with Tri-State, Minnesota Valley Electric Cooperative, and Wright-Hennepin Cooperative Electric Association extend through 2050, and all other Wholesale Power Contracts extend through 2075. *See* Basin Rate Schedule A Transmittal, Attachment D at 5.

¹⁵ *Preventing Undue Discrimination and Preference in Transmission Service*, Order No. 890, 118 FERC ¶ 61,119, *order on reh'g*, Order No. 890-A, 121 FERC ¶ 61,297 (2007), *order on reh'g*, Order No. 890-B, 123 FERC ¶ 61,299 (2008), *order on reh'g*, Order No. 890-C, 126 FERC ¶ 61,228, *order on clarification*, Order No. 890-D, 129 FERC ¶ 61,126 (2009).

as an electric cooperative, the unique nature of Basin's entitlement share over the Missouri Basin Power Project (MBPP) facilities covered by the OATT, and the fact that Basin does not administer its own OATT.¹⁶ Basin's OATT includes a stated annual transmission revenue requirement (ATRR). Basin notes that its current OATT rates are based on 2002 costs. Basin states that its OATT ATRR is \$6,548,163.00, which it calculated using data reported on Basin's RUS Form 12 for the 12 months ending December 31, 2002. Basin explains that the proposed filing does not change its current rate, but instead Basin will continue to charge its existing rate for wholesale transmission customers taking service over the transmission system.

12. Basin's proposed OATT includes local and regional transmission planning processes, Large Generator Interconnection Procedures (LGIP), and a Large Generator Interconnection Agreement (LGIA). Basin also represents that its LGIP and LGIA largely conform to the Commission's *pro forma* procedures and agreements, modified consistent with the LGIP and LGIA that Tri-State filed with the Commission in Docket Nos. ER19-2441-000 and ER19-2470-000.¹⁷

13. In Docket No. ER19-2910-000, Basin filed 59 pre-existing transmission service agreements for point-to-point transmission service over Basin's transmission facilities in the Western Interconnection. Basin states that any non-conforming deviations from the *pro forma* service agreements are consistent with Commission precedent. Basin also filed: (1) a bundled wholesale power and transmission contract between Willwood Light and Power, Rocky Mountain Generation Cooperative, Inc., and Basin (Willwood Agreement); (2) the WestConnect Regional Point-to-Point Tariff and the related Participation Agreement; and (3) the MBPP-Laramie River Electric Generating Station Transmission System Participation Agreement (MBPP Agreement).

C. Market-Based Rate Application (Docket No. ER20-1-000)

14. In Docket No. ER20-1-000, Basin filed an application for market-based rate authority. In its application, Basin requests that the Commission: (1) accept its proposed market-based rate tariff; (2) grant certain waivers and blanket authorizations typically granted to other entities with market-based rate authority; and (3) designate it as a

¹⁶ Basin notes that it does not operate or own its own Open Access Same-Time Information System (OASIS), nor does it administer its own OATT. Basin notes that Western Area Power Administration-Rocky Mountain Region (WAPA-RMR) administers Basin's OATT and operates the OASIS that includes Basin's transmission system.

¹⁷ Basin OATT Transmittal at 25-26.

Category 2 seller in the Northwest, SPP and Central regions, and as a Category 1 seller in all other regions.¹⁸

III. Notice of Filings and Responsive Pleadings

15. Notice of the filings in Docket Nos. ER19-2909-000, ER19-2910-000, and ER19-2911-000 was published in the *Federal Register*, 84 Fed. Reg. 53,431 (2019), with interventions and protests due on or before October 21, 2019. Notice of the filings in Docket Nos. ER20-1-000 and ER20-2-000 was published in the *Federal Register*, 84 Fed. Reg. 53,431 (2019), with interventions and protests due on or before October 22, 2019. Notice of the request in Docket No. ER20-1-000 for blanket authorization under Part 34 of the Commission's regulations was separately published in the *Federal Register*, 84 Fed. Reg. 54,132 (2019), with interventions and protests due on or before October 23, 2019. Notice of Basin's amendment in Docket No. ER19-2909-001 was published in the *Federal Register*, 84 Fed. Reg. 59,800 (2019), with interventions and protests due on or before November 21, 2019.

16. The Appendix to this order lists the entities that filed motions to intervene, protests, comments, and answers. Basin's Members who intervened in the proceedings generally filed comments in support of the filings. Two of Basin's Members protested Basin's Rate Schedule A and Wholesale Power Contract filings, raising concerns regarding: (1) the lack of sufficient cost support; (2) the lack of transparency for the costs related to the Dakota Gasification Company; (3) the failure to provide the terms and conditions for a Member to terminate its Wholesale Power Contract; and (4) the failure to provide an exit fee estimate to a Member that considers withdrawing from Basin.

IV. Discussion

A. Procedural Matters

17. Pursuant to Rule 214 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.214 (2019), the timely, unopposed motions to intervene serve to make the entities that filed them parties to the proceedings in which they filed them. Pursuant to Rule 214(d) of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.214(d) (2019), the Commission grants the late-filed motions to intervene given their interest in the proceedings, the early stage of the proceedings, and the absence of undue prejudice or delay.

18. Rule 213(a)(2) of the Commission's Rule of Practice and Procedure, 18 C.F.R. § 385.213(a)(2) (2019), prohibits an answer to a protest or answer unless otherwise

¹⁸ Basin Market-Based Rate Application at 1-2.

ordered by the decisional authority. We accept the answers because they have provided information that assisted us in our decision-making process.

B. Substantive Matters

19. As discussed below, we find that Basin's Rate Schedule A filings in Docket Nos. ER19-2909-000 and ER19-2909-001 and the OATT filing in Docket No. ER19-2911-000 fail to comply with the Commission's filing requirements. We therefore find these filings to be patently deficient and reject them without prejudice to Basin submitting a more complete set of filings that cures the issues discussed below.¹⁹ Further, because the Wholesale Power Contracts filing in Docket No. ER20-2-000 is dependent upon the Rate Schedule A filings, and the transmission agreements filing in Docket No. ER19-2910-000 and the application for market-based rate authority in Docket No. ER20-1-000 are dependent upon the OATT filing, we also reject those filings without prejudice to Basin submitting a more complete set of filings that cures the issues discussed below.

20. First, we find that Basin has provided insufficient cost support for the rates in Rate Schedule A and has failed to comply with the Commission's rate schedule filing requirements.²⁰ Pursuant to section 35.12 of the Commission's regulations, Basin must submit estimates of the transactions and revenues under a rate schedule, including for the 12 months immediately following the month in which those services will commence.²¹ Basin did not provide estimates of the transactions and revenues for the November 2019 to October 2020 time frame as part of its Rate Schedule A filing. In addition, Basin must submit a summary statement of all cost computations involved in deriving the rates in sufficient detail to justify the rates, including, but not limited to, detailed work papers.²²

¹⁹ See *Kentucky Utils. Co. v. FERC*, 689 F.2d 207, 211 (D.C. Cir. 1982) (citing *City of Groton v. FERC*, 584 F.2d 1067, 1070 (D.C. Cir. 1978) (the Commission "'retains broad discretion' to determine the adequacy of a filing to satisfy the objective of affording notice to the Commission and the public")). This order identifies only those deficiencies that render the Rate Schedule A and OATT filings patently deficient, and therefore should not be deemed a comprehensive list of possible inadequacies in Basin's filings. Our findings here do not reach the merits of Basin's filings, nor any protests.

²⁰ See *PP&L, Inc.*, 88 FERC ¶ 61,235, at 61,769 (1999) (citing 18 C.F.R. § 35.12(b)(5)).

²¹ 18 C.F.R. § 35.12(b)(1) (2019).

²² See *Terra-Gen Dixie Valley, LLC*, 134 FERC ¶ 61,027 (2011) (citing 18 C.F.R. § 35.12(b)(2)(ii)).

However, Basin did not provide sufficient cost support materials to justify the rates in this filing. For example, Basin's rates in the Rate Schedule A filing lack sufficient data and work papers to review plant and expense balances. In support of the design of the proposed rates, Basin must submit a complete explanation as to the method used and calculations that were applied to arrive at the revenue requirement allocated to the sales and services for which the rates are charged or proposed.²³ Basin did not provide sufficient explanation of its rate design or the calculations used in deriving the rates in its proposed Rate Schedule A. Specifically, Basin did not provide any cost-of-service and rate design study that was used as the foundation for its rate design. Given these deficiencies, potentially interested parties cannot determine how the proposed rates might affect them and the Commission cannot assess whether Basin's proposed rates in its Rate Schedule A are just and reasonable.

21. Regarding Basin's OATT filing, Basin filed its stated transmission rate included in its OATT based on its 2003 ATRR calculated using data reported on Basin's RUS Form 12 for the 12 months ending December 31, 2002. Basin did not provide cost support or work papers to demonstrate that its ATRR, if based on current data, is just and reasonable. Further, Basin did not establish that inclusion of a margin of approximately 2.7 percent of Basin's total company net plant in its stated transmission rate is just and reasonable.²⁴

22. We also reject Basin's filing of the Wholesale Power Contracts (i.e., Rate Schedules No. 1 through 19) because the Wholesale Power Contracts are dependent on the stated rate in Rate Schedule A, which we are rejecting here. As Basin explained, while the Wholesale Power Contracts provide the terms and conditions for service, the stated rate in Rate Schedule A provides the rate that Members must pay to Basin for full requirements service, pursuant to the terms of the Wholesale Power Contracts filed as Rate Schedules No. 1 through No. 19.²⁵

23. Similarly, we reject Basin's filing of the transmission service agreements because these agreements reference and incorporate Basin's proposed OATT, which we are rejecting. In addition, Basin must support all deviations from its OATT that are contained in the transmission service agreements. Additionally, Basin has not provided cost support demonstrating that the rates in the Willwood Agreement and the MBPP

²³ 18 C.F.R. § 35.12(b)(5).

²⁴ For example, other filing utilities have submitted, among other things, their debt covenants to support their proposed margin, which was required by their financing arrangements.

²⁵ Basin Wholesale Power Contract Transmittal at 1.

Agreement are just and reasonable. Further, we note that Basin did not submit conformed copies of the Willwood Agreement and MBPP Agreement as required by the Commission's regulations and precedent.²⁶ The conformed copies of these agreements should specify each rate being charged.

24. Finally, with the rejection of Basin's OATT described above, Basin has failed to demonstrate a lack of vertical market power as required under section 35.37(d) of the Commission's regulations.²⁷ Thus, we reject Basin's application for market-based rate authority.

The Commission orders:

The proposed filings are hereby rejected without prejudice, as discussed in the body of this order.

By the Commission.

(S E A L)

Kimberly D. Bose,
Secretary.

²⁶ See, e.g., *Electronic Tariff Filings*, Order No. 714, 124 FERC ¶ 61,270, at P 51 n.37 (2008), *order on reh'g*, Order No. 714-A, 147 FERC ¶ 61,115 (2014); *Boston Edison Co.*, 98 FERC ¶ 61,292, at PP 20-21, 34 (2002) (citing *Designation of Electric Rate Schedules*, Order No. 614, FERC Stats. & Regs. ¶ 31,096, at 31,507 (2000) (cross-referenced at 90 FERC ¶ 61,352) (rate schedules must be filed consistent with the designation and pagination requirements)).

²⁷ 18 C.F.R. § 35.37(d) (2019) ("To demonstrate a lack of vertical market power, a Seller that owns, operates or controls transmission facilities, or whose affiliates own, operate or control transmission facilities, must have on file with the Commission an Open Access Transmission Tariff.").

Appendix

<u>Entity</u>	<u>Docket Number(s)</u>	<u>Filing</u>	<u>Date Filed</u>
Agralite Electric Cooperative	ER19-2909-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Basin Electric Power Cooperative	ER19-2909-000 ER20-2-000	Answer	Nov. 5, 2019
	ER19-2909-000 ER20-2-000	Answer	Nov. 22, 2019
Big Flat Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 11, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Black Hills Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Bon Homme Yankton Electric Association, Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
Butler County Rural Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
Butte Electric Cooperative, Inc.	ER20-2-000	Motion to Intervene	Oct. 21, 2019
	ER20-1-000	Motion to Intervene	Oct. 22, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Motion to Intervene (Out of time)	Oct. 22, 2019
Cam Wal Electric Cooperative,	ER19-2909-000	Motion to Intervene	Oct. 17, 2019

Inc.	ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000		
Capital Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments (Out of time)	Oct. 23, 2019
Central Electric Cooperative, Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
Central Montana Electric Power Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 7, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Comments	Oct. 21, 2019
Central Power Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Charles Mix Electric Assn., Inc.	ER19-2909-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
Clay-Union Electric Corporation	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Codington-Clark Electric Cooperative, Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Corn Belt Power Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
Dakota Energy Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000	Motion to Intervene	Oct. 17, 2019

	ER20-1-000 ER20-2-000		
Dakota Valley Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 11, 2019
East River Electric Power Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 15, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Comments	Oct. 21, 2019
Federated Rural Electric Association	ER19-2909-000 ER19-2910-000 ER19-2911-000	Motion to Intervene (Out of time)	Oct. 22, 2019
	ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 22, 2019
Franklin Rural Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
Goldenwest Electric Cooperative	ER19-2909-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 18, 2019
Grand Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Grundy County Rural Electric	ER19-2909-000	Motion to Intervene	Oct. 18, 2019

Cooperative	ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000		
Guzman Energy, LLC	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Harrison County Rural Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
H-D Electric Cooperative, Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Highline Electric Association	ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 22, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Motion to Intervene (Out of time)	Oct. 22, 2019
Hill County Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 11, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 18, 2019
Iowa Lakes Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
KEM Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Motion to Intervene (Out of time)	Oct. 29, 2019

	ER20-1-000 ER20-2-000		
L&O Power Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
Lacreek Electric Association, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
Lake Region Electric Association, Inc.	ER19-2909-000 ER20-2-000	Comments	Oct. 21, 2019
	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Lincoln Electric System	ER19-2910-000 ER19-2911-000 ER20-1-000	Motion to Intervene	Oct. 16, 2019
Lyon-Lincoln Electric Cooperative, Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Marias River Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 15, 2019
	ER20-2-000	Comments	Oct. 22, 2019
	ER19-2909-000	Comments (Out of time)	Oct. 22, 2019
McCone Electric Co-op, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 15, 2019
McKenzie Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
	ER19-2909-000 ER20-2-000	Protest	Oct. 21, 2019
	ER19-2909-000	Answer	Nov. 20, 2019

	ER20-2-000		
	ER19-2909-001 ER20-2-000	Supplement to Protest	Nov. 21, 2019
Meeker Cooperative Light & Power Association	ER19-2909-000 ER20-2-000	Motion to Intervene Protest	Oct. 21, 2019
	ER19-2909-001	Comments	Nov. 21, 2019
Members 1st Power Cooperative and Powder River Energy Corporation	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Midland Power Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
Minnesota Valley Cooperative Light and Power Association	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 18, 2019
Minnesota Valley Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
Minnkota Power Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
Moreau-Grand Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene (Out of time)	Oct. 23, 2019
Mor-Gran-Sou Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000	Comments	Oct. 21, 2019

	ER20-2-000		
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene (Out of time)	Oct. 29, 2019
Mountrail-Williams Electric Cooperative	ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 22, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Motion to Intervene (Out of time)	Oct. 22, 2019
National Rural Electric Cooperative Association	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
	ER20-1-000 ER20-2-000	Comments	Oct. 22, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Comments (Out of time)	Oct. 22, 2019
Nebraska Public Power District	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
Nishnabotna Valley Rural Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
North Central Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments (Out of time)	Oct. 23, 2019
North Iowa Municipal Electric Cooperative Association	ER19-2909-000 ER19-2910-000	Motion to Intervene	Oct. 21, 2019

	ER19-2911-000 ER20-1-000 ER20-2-000		
North West Rural Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
Northern Electric Cooperative	ER19-2909-000	Motion to Intervene	Oct. 18, 2019
	ER20-2-000	Motion to Intervene	Oct. 21, 2019
Northern Plains Electric Cooperative, Inc.	ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 22, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Motion to Intervene (Out of time)	Oct. 22, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments (Out of time)	Oct. 25, 2019
Northwest Iowa Power Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
Northwest Rural Public Power District	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
NorVal Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 11, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 18, 2019
Park Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000	Motion to Intervene	Oct. 16, 2019

	ER20-2-000		
	ER20-2-000	Comments	Oct. 22, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Comments (Out of time)	Oct. 22, 2019
Prairie Energy Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
Raccoon Valley Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
Renville-Sibley Cooperative Power Association	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Rosebud Electric Cooperative, Inc.	ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Roughrider Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene (Out of time)	Oct. 29, 2019
Rushmore Electric Power Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000	Comments (Out of time)	Oct. 24, 2019

	ER20-2-000		
Sioux Valley-Southwestern Electric, Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 18, 2019
Slope Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene (Out of time)	Oct. 29, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Southeastern Electric Cooperative, Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
Sun River Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
The Calhoun County Electric Cooperative Association	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
Traverse Electric Cooperative, Inc.	ER19-2909-000	Motion to Intervene (Out of time)	Oct. 22, 2019
	ER20-2-000	Motion to Intervene	Oct. 22, 2019
Tri-State Generation and Transmission Association, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Union County Electric Cooperative, Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
Upper Missouri Power Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000	Motion to Intervene	Oct. 16, 2019

	ER20-2-000		
Verendrye Electric Cooperative, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 16, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments (Out of time)	Oct. 30, 2019
West Central Electric Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
	ER19-2909-000 ER20-2-000	Answer	Nov. 5, 2019
West River Electric Association, Inc.	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 21, 2019
Western Area Power Administration	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
Western Iowa Power Cooperative	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 17, 2019
Wheat Belt Public Power District	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 4, 2019
Whetstone Valley Elec. Coop., Inc.	ER19-2909-000 ER20-2-000	Motion to Intervene	Oct. 21, 2019
Woodbury County Rural Electric Cooperative	ER19-2909-000 ER19-2910-000	Motion to Intervene	Oct. 17, 2019

	ER19-2911-000 ER20-1-000 ER20-2-000		
Xcel Energy Services Inc./Public Service Company of Colorado	ER19-2911-000 ER20-1-000	Motion to Intervene	Oct. 15, 2019
Yellowstone Valley Electric Cooperative	ER19-2910-000 ER19-2911-000 ER20-1-000 ER20-2-000	Motion to Intervene	Oct. 10, 2019
	ER19-2909-000 ER19-2910-000 ER19-2911-000 ER20-2-000	Comments	Oct. 18, 2019