

NOTICE OF COMMENT PERIOD

Issued: January 30, 2019

In the Matter of Xcel Energy's Petition for Approval to Terminate the Power Purchase Agreement (PPA) with Benson Power, LLC, Acquire the Benson/Fibrominn Plant, and Close the Facility

PUC Docket Number: E002/M-17-530

Comment Period: Initial comment period closes February 15, 2019 at 4:30pm
Reply comment period closes March 1, 2019 at 4:30pm

Comments received after the close of the comment period may or may not be considered by the Commission.

Issue: On January 25, 2019, Chippewa Valley Ethanol Company (CVEC) and BioPro Power (BPP) filed a Formal Complaint and Request for Contested Case proceeding in the current docket, alleging that Xcel violated the Commission's Order, as stated on page 4 of its filing.

Topics Open for Comment:

- Does the Commission have jurisdiction over the subject matter of the complaint?
- Is it in the public interest for the Commission to investigate these allegations upon its own motion?
- If the Commission chooses to investigate the complaint, what procedures should be used to do so?

Background: On January 23, 2018, the Commission issued its Order Approving Petitions, Approving Cost Recovery Proposals, and Granting Variances. The Order responded to a petition filed by Xcel Energy (Xcel) following the passage of changes to Minn. Stat. §216B.2424, which allowed for the early termination of certain power purchase agreements.

Filing Requirements: Utilities, telecommunications carriers, official parties, and state agencies are **required** to file documents using the Commission's electronic filing system (eFiling). All parties, participants and interested persons are encouraged to use eFiling: mn.gov/puc, select *eFiling*, and follow the prompts.

Submit Public Comments: Visit mn.gov/puc, select *Speak Up!* to find this docket, and add your comments to the discussion or email your comments to consumer.puc@state.mn.us.

Full Case Record: See all documents filed in this docket via the Commission's website at mn.gov/puc, select *Search eDockets*, enter the year (17) and the docket number (530), select *Search*.

Subscribe to receive email notification when new documents are filed in this docket at mn.gov/puc, select *Subscribe*, or click [HERE](#) and follow the prompts.

Questions about this docket or Commission process and procedure? Contact Commission staff, Kelly Martone , at kelly.martone@state.mn.us or (651) 601-2245.

Change your mailing preferences: Email docketing.puc@state.mn.us or call Leesa Norton at 651-201-2246.

To request this document in another format such as large print or audio, call 651.296.0406 (voice). Persons with a hearing or speech impairment may call using their preferred Telecommunications Relay Service or email consumer.puc@state.mn.us for assistance.