

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

In the Matter of the Application of
Noble Flat Hill Windpark I, LLC, for a
Certificate of Need for a large Energy
Facility, a 201 MW Large Wind Energy
Conversion System and Associated
Facilities in Clay County

RECOMMENDATION FOR DISMISSAL

In the Matter of the Application for a
Route Permit for the Noble Flat Hill
Windpark I 230 kV Transmission Line
Project

In the Matter of the Noble Application
for a Large Wind Energy Conversion
System (LWECS) Site Permit for the
Noble Flat Hill Windpark I Project in
Clay County

This matter was referred to this Office by an Order Reopening Record and Referring to the Office of Administrative Hearings, dated August 25, 2010. The purpose of the referral was to conduct a contested case proceeding specifically addressing the potential impact that Noble Flat Hill Windpark and the associated transmission line would have on Radio Fargo-Moorhead's operations.

Since that time, the parties to this proceeding, Noble Flat Hill Windpark I LLC, and Radio Fargo-Moorhead, have engaged in negotiations to resolve this matter.

To date, no other petitions to intervene have been filed with the Administrative Law Judge.

On April 7, 2011, the parties provided the Administrative Law Judge with a signed Stipulation for Order Closing Record and Dismissing Contested Case Proceeding, fully resolving all of the issues raised by Radio Fargo-Moorhead in this

proceeding, and agreeing that there is no need to supplement the record concerning the potential impact that Noble Flat Hill Windpark and the associated transmission line will have on Radio Fargo-Moorhead's operations. Also, the parties agreed that they have resolved all claims raised in the Commission proceedings. A copy of their agreement is attached hereto.

By letter dated March 30, 2011, the Office of Energy Security notified the Administrative Law Judge that it does not object to the terms of the settlement reached by the parties.

RECOMMENDATION

IT IS HEREBY RECOMMENDED:

1. That the contested case proceeding in this matter be dismissed.
2. That the Commission take such other action as appropriate in light of the parties' Stipulation for Order Closing Record and Dismissing Contested Case Proceeding.

Dated: April 11, 2011

s/Beverly Jones Heydinger

BEVERLY JONES HEYDINGER
Administrative Law Judge