

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: CRYSTAL LAKE WIND, LLC	DOCKET NOS. E-21830 E-21831 E-21832 E-21833
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ORDER REGARDING ASSESSMENT OF COSTS AND COMPLAINT

(Issued April 9, 2008)

On April 1, 2008, objector Mr. Aaron H. Charlson (Mr. Charlson) filed a letter and withdrawal of his objection with the Board. Among other things, Mr. Charlson stated in his letter that: "Also FPL gave your billing department my name to bill me for your services of \$5000.00, and I am not happy about this." In addition, although Mr. Charlson enclosed a signed withdrawal of his original objection, it is not clear from the letter whether he has a new objection.

On April 8, 2008, Crystal Lake Wind, LLC (Crystal Lake) filed a copy of a letter it sent to Mr. Charlson apologizing for any misunderstanding and inconvenience Crystal Lake may have caused. Crystal Lake does not address Mr. Charlson's concern regarding a bill for \$5000.00 in its letter. It does not appear from the letter that a copy was served on the other parties to this case. Therefore, a copy is attached to this order.

The undersigned administrative law judge is issuing this order to clarify the record in this case.

Iowa Code § 478.4 (2007) states that an electric franchise shall not become effective until the utility pays, or files an agreement to pay, "all costs and expenses of the franchise proceeding, whether or not objections are filed, including costs of inspections or examinations of the route, hearing, salaries, publishing of notice, and any other expenses reasonably attributable to it." This statute means that the utility must pay all expenses with regard to the franchise proceeding even if objections are filed. On March 28, 2008, Crystal Lake filed an agreement to pay all the costs and expenses of these franchise proceedings.

The Utilities Board (Board) has not, and will not, bill any objector for any of the costs of these electric franchise proceedings. Crystal Lake may not bill any objector for any of the costs of these electric franchise proceedings. Iowa Code § 478.4.

Although Mr. Charlson filed a withdrawal of his original objection in this case, and would therefore ordinarily be removed from the service list, a copy of this order will be sent to Mr. Charlson. If Mr. Charlson wishes his April 1, 2008, letter to be considered as an additional objection in this case, he must file a letter with the Board stating he wishes it to be considered as an objection. In addition, if Mr. Charlson does not wish to be removed from the service list in this case in order to follow the progress of the case, he must file a letter with the Board stating that he wishes to remain on the service list. If he wishes to file such a letter, Mr. Charlson must do so on or before April 16, 2008.

In its rebuttal testimony, Crystal Lake must address the concerns expressed in Mr. Charlson's letter, including the concern regarding a bill for \$5000.00.

IT IS THEREFORE ORDERED:

1. If Mr. Charlson wishes his April 1, 2008, letter to the Board to be considered as an additional objection, or if he wishes to remain on the Board's service list, he must file a letter with the Board stating his wishes on or before April 16, 2008.

2. In its prefiled rebuttal testimony, Crystal Lake must address the concerns expressed in Mr. Charlson's April 1, 2008, letter, including the concern regarding a bill for \$5000.00.

UTILITIES BOARD

/s/ Amy L. Christensen
Amy L. Christensen
Administrative Law Judge

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 9th day of April, 2008.

E-21832



FPL Energy

700 Universe Boulevard FEW/JB, Juno Beach, FL 33408

FILED WITH
Executive Secretary

COPY

APR - 8 2008

IOWA UTILITIES BOARD

April 3, 2008

Aaron H. Charlson Jr.
34775 210th Avenue
Forest City, Iowa 50436

COPY

Dear Mr. Charlson:

I received a copy of your letter sent to the Iowa Utilities Board on the 28th of March and would like you to accept our apologies for any inconvenience and misunderstanding we may have caused. Please allow me the opportunity to address your concerns.

It is never the intention to bother land owners with undue communication.

We were not aware of your work schedule and again apologize for calling at inconvenient times. It is not our intent to bother or otherwise disturb you or your neighbor, Gordon Nelson. Please understand that in contacting you we were solely trying to confirm that any issues you may have had were adequately addressed by Crystal Lake Wind and that no further objections were outstanding.

It is our overarching goal to be good neighbors and if there is anything that I can do to address any concerns mentioned in your letter or other, please do not hesitate to call or write me directly. I have enclosed my business card so you have all of my contact information.

Very truly yours,

Robert R. Boyd
Project Director

cc: Executive Secretary, Iowa Utilities Board



FPL Energy

Robert R. Boyd
Project Director

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