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**Via Electronic Filing and U.S. Mail**

BRIAN MELOY  
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The Honorable Kathleen D. Sheehy  
Office of Administrative Hearings  
Suite 1700  
600 North Robert St.  
P.O. Box 64620  
St. Paul, MN 55164-0620

**RE: *In the Matter of the Application for a Route Permit for the CapX2020 Hampton-Rochester-La Crosse High Voltage Transmission Line***  
**MPUC Docket No. E-002/TL-09-1448, OAH Docket No. 3-2500-21181-2**

Dear Judge Sheehy:

Pursuant to Minnesota Rules part 1405.0900 and 1400.6200, American Transmission Company LLC and its corporate manager, ATC Management Inc. (collectively, "ATC") herewith submits their Petition to Intervene in the above referenced proceeding. As discussed in their Petition, ATC should be allowed to intervene in this proceeding with full rights as parties. Consistent with the Minnesota Public Utilities Commission's March 9, 2010 Notice and Order for Hearing, also enclosed is ATC's Notice of Appearance.

Thank you for your attention to this matter.

Sincerely,

/s/ *Brian M. Meloy*

Brian M. Meloy

*Attorney for American Transmission  
Company LLC and its corporate manager,  
ATC Management Inc.*

Enclosures

cc: Attached Service List

**STATE OF MINNESOTA  
BEFORE THE  
MINNESOTA PUBLIC UTILITIES COMMISSION**

<i>In the Matter of the Application for a</i>	)	
<i>Route Permit for the CapX2020</i>	)	MPUC Docket No.: E-002/TL-09-1448
<i>Hampton-Rochester-La Crosse</i>	)	
<i>High Voltage</i>	)	OAH Docket No.: 3-2500-21181-2
<i>Transmission Lines</i>	)	

**PETITION TO INTERVENE OF AMERICAN  
TRANSMISSION COMPANY LLC AND ITS  
CORPORATE MANAGER, ATC MANAGEMENT INC.**

**The Honorable Kathleen D. Sheehy:**

Pursuant to Minnesota Rules 1405.0900 and 1400.6200 and the Minnesota Public Utilities Commission’s (“Commission”) March 9, 2010 Notice and Order for Hearing, American Transmission Company LLC and its corporate manager, ATC Management Inc. (collectively, “ATC”) hereby respectfully submit their Petition to Intervene in the above referenced proceeding. In support of their Petition, ATC states:

**I.  
DESCRIPTION OF ATC**

ATC is a Wisconsin limited liability company created in accordance with Wisconsin state law as a single-purpose, for-profit transmission-only company. ATC owns, controls and operates more than 9,400 miles of transmission lines in the states of Wisconsin, Illinois, Minnesota and Michigan. ATC is a transmission owning member of the Midwest Independent Transmission System Operator, Inc. (“Midwest ISO”) and transmission service is provided over the facilities owned and operated by ATC under the terms of the Midwest ISO’s Open Access Transmission, Energy and Operating Reserve Markets Tariff (“Midwest ISO Tariff”). ATC is a “transmission company” as defined by Minn. Stat. § 216B.02, subd. 10.

## **II. BACKGROUND**

On January 19, 2010, Northern States Power Company, d/b/a Xcel Energy, filed an application for a route permit for the Minnesota portion of the Hampton-Rochester-La Crosse High Voltage Transmission Lines (the “Proposed Project”) pursuant to Minnesota Statutes Chapter 216E. The Minnesota portion of the Proposed Project involves up to 91 miles of 345 kV High Voltage Transmission Line (HVTL) and 15 miles of 161 kV HVTL located in Dakota, Goodhue, Olmsted, and Wabasha counties, Minnesota. The Proposed Project would cross the Mississippi River into the State of Wisconsin at a location near Kellogg, Minnesota, and Alma, Wisconsin and terminate at a planned substation to be located near La Crosse, Wisconsin. On March 9, 2010, the Commission issued a Notice and Order for Hearing, referring the matter to the Office of Administrative Hearings for a contested case proceeding.

## **III. ATC’S INTERESTS**

Minnesota Rule 1400.6200, subpart 1 sets forth the following grounds for intervention in a contested case proceeding:

The petition shall show how the petitioner's legal rights, duties, or privileges may be determined or affected by the contested case; shall show how the petitioner may be directly affected by the outcome or that petitioner's participation is authorized by statute, rule, or court decision; shall set forth the grounds and purposes for which intervention is sought; and shall indicate petitioner's statutory right to intervene if one should exist.

In the present case, ATC has a direct and independent interest in the outcome of this proceeding that cannot be adequately represented by any other party.

As a transmission-owning member of Midwest ISO and an owner and operator of transmission facilities located in both Wisconsin and Minnesota, ATC has an interest in the planning and development of the transmission grid and thus has an interest in the Proposed

Project and the outcome of this proceeding. In particular, as a transmission company serving a large portion of the state of Wisconsin, ATC has a unique interest in the regional development of transmission facilities terminating in the State of Wisconsin. Further, ATC recently announced plans to develop an approximately 150 mile 345 kV transmission line from the La Crosse area to the greater Madison area. While not an extension of the Proposed Project, ATC's planned "Badger Coulee Transmission Line" is also a part of the regional grid development and would similarly provide multiple benefits to the region including improved electric system reliability, economic savings for utilities and energy consumers, and access to additional renewable energy.

Accordingly, ATC's interests are different from any other party to this proceeding, and are distinct from the interests of the public at large. As such, no party can adequately represent ATC's interests. Furthermore, ATC's intervention will not prejudice any other party and will ensure that all interests are appropriately represented. Therefore, ATC's intervention is in the public interest and ATC should be allowed to intervene in this proceeding with full rights as parties.

**WHEREFORE**, ATC respectfully requests that their petition to intervene in this proceeding as parties be granted with all rights and privileges attendant to that status.

Dated: May 2, 2011

Dan L. Sanford  
American Transmission Company LLC  
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Respectfully submitted,

/s/ *Brian M. Meloy*  
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*Attorneys for American Transmission  
Company LLC and ATC Management Inc.*

ATTACHMENT A

BEFORE THE MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS  
600 North Robert St.  
P.O. Box 64620  
St. Paul, MN 55164-0620

FOR THE MINNESOTA PUBLIC UTILITIES COMMISSION  
121 Seventh Place East Suite 350  
St. Paul, Minnesota 55101-2147

In the Matter of the Application for a  
Route Permit for the CapX2020  
Hampton-Rochester-La Crosse High Voltage  
Transmission Lines

PUC Docket No. E-002/TL-09-1448  
OAH Docket No.: 3-2500-21181-2

**NOTICE OF APPEARANCE**

Name, Address and Telephone Number of Administrative Law Judge:

**Kathleen D. Sheehy, Office of Administrative Hearings, Suite 1700, 600 North Robert St.,  
P.O. Box 64620, St. Paul, MN 55164-0620; (651) 361-7848.**

TO THE ADMINISTRATIVE LAW JUDGE:

**You are advised that the party named below will appear at the above hearing.**

NAME OF PARTY:

**American Transmission Company LLC, and its corporate manager, ATC Management  
Inc.**

ADDRESS:

**N19 W23993 Ridgeview Parkway West  
Post Office Box 47  
Waukesha, Wisconsin 53187-0047**

TELEPHONE NUMBER AND E-MAIL ADDRESS:

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PARTY'S ATTORNEY OR OTHER REPRESENTATIVE:

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OFFICE ADDRESS:

*See above.*

TELEPHONE NUMBER AND E-MAIL ADDRESS:

*See above.*

SIGNATURE OF PARTY OR

ATTORNEY: /s/ *Brian M. Meloy*

DATE: **May 2, 2011**

In the Matter of the Application for a  
Route Permit for the CapX2020  
Hampton-Rochester-La Crosse High  
Voltage Transmission Line, Docket No.  
E-002/TL-09-1448

MPUC Docket No. E-002/TL-09-1448  
OAH Docket No. 3-2500-21181-2

**CERTIFICATE OF SERVICE**

Susan A. Hartinger certifies that on May 2, 2011 she served true and correct copies of the  
**PETITION TO INTERVENE OF AMERICAN TRANSMISSION COMPANY LLC** upon the following  
parties:

<u>PARTY</u>	<u>E-Mail</u>	<u>Company</u>	<u>Address</u>	<u>Method of Delivery</u>
Kathleen D. Sheehy	kathleen.sheehy@state.mn.us	Office of Administrative Hearings	PO Box 64620 St. Paul, MN 551640620	Paper Service
Burl W. Haar	burl.haar@state.mn.us	MN Public Utilities Commission	121 7th Place East Suite 350 St. Paul, MN 55101-2147	Electronic Service
Lisa Agrimonti	lagrimonti@briggs.com	Briggs And Morgan, P.A.	2200 IDS Center 80 South 8th Street Minneapolis, MN 55402	Electronic Service
Julia Anderson	Julia.Anderson@state.mn.us	Office of the Attorney General-DOC	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012131	Electronic Service
Patricia DeBleekere	tricia.debleeckere@state.mn.us	Public Utilities Commission	121 7th Place East, Suite 350 St. Paul, MN 55101	Electronic Service
Sharon Ferguson	sharon.ferguson@state.mn.us	Department of Commerce	85 7th Place East, Ste 500 Saint Paul, MN 551012198	Electronic Service
Karen Finstad Hammel	Karen.Hammel@state.mn.us	Office of the Attorney General-DOC	1400 BRM Tower 445 Minnesota Street St. Paul, MN 551012131	Electronic Service
Valerie Herring	vherring@briggs.com	Briggs and Morgan, P.A.	2200 IDS Center 80 S. Eighth Street Minneapolis, MN 55402	Electronic Service
Tom Hillstrom		Xcel Energy	414 Nicollet Mall, 7th Floor Minneapolis, MN 554011993	Paper Service
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<u>PARTY</u>	<u>E-Mail</u>	<u>Company</u>	<u>Address</u>	<u>Method of Delivery</u>
Paula Maccabee	Pmaccabee@visi.com	Just Change Law Offices	1961 Selby Avenue St. Paul, MN 55104	Paper Service
Carol Overland	overland@legalelectric.org	Legalelectric, Inc.	P.O. Box 176 Red Wing, MN 55066	Paper Service
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Janet Shaddix Elling	jshaddix@janetshaddix.com	Shaddix And Associates	Ste 122 9100 W Bloomington Frwy Bloomington, MN 55431	Electronic Service
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*/s/Susan A. Hartinger*

Susan A. Hartinger