

FORMAL REQUEST FOR ISSUE TO BE INCLUDED IN PROCEEDING

This is a Formal Request for the Issue of investigating Dairyland Power Cooperative's (DPC) Articles of Incorporation to determine if their application for the proposed project is in violation of the PURPOSES Article and the NATURE OF BUSINESS Article.

EXPLANATION OF THE BASIS FOR MY REQUEST

The NOTICE OF PROCEEDING says "that the Commission considers it necessary, in order to carry out its duties, to investigate all books, accounts, practices and activities of the applicants." I am a member-owner of the Dairyland Power Cooperative and I have party status in this proceeding under Wis. Stat. 227.44(2m) and Wis. Admin. Code PSC 2.21. Dairyland Power Cooperative is an applicant in the proposed project. Therefore my questioning of Dairyland's compliance with their own Articles of Incorporation is indeed material to the Commission's investigation into DPC's practices and activities.

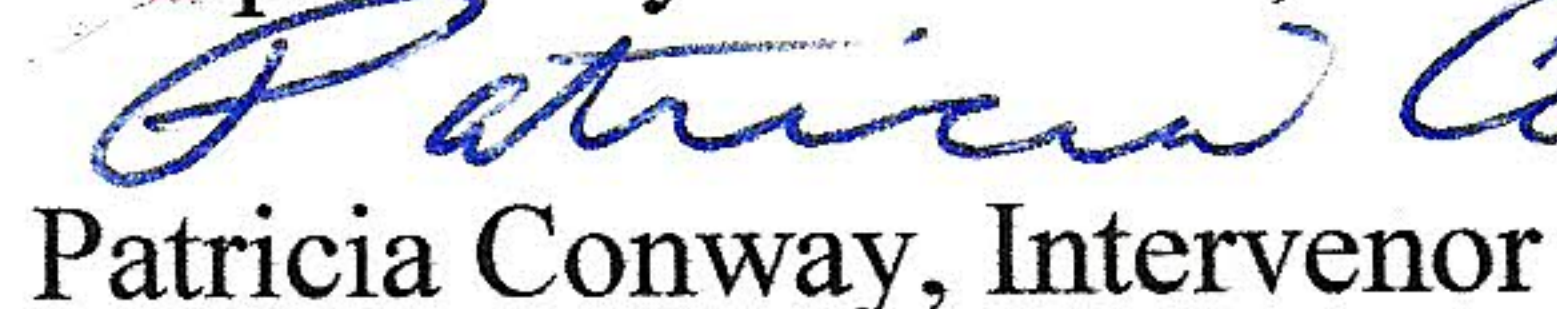
The nature of the principal business in which the Cooperative is engaged is the generation, purchasing, or procuring of electric energy and the transmission and furnishing of the same through high voltage transmission lines and substations at wholesale to member distribution cooperatives and to member public utilities located in the states of Wisconsin, Minnesota, Iowa and Illinois, together with the furnishing of services and technical assistance to members in connection therewith.

In their 2009 annual report DPC announced that in June of 2010, Dairyland became fully integrated into MISO (Midwest Independent System Operator) as a transmission-owning member." Membership in MISO, the report said will: provide Dairyland access to one of the largest markets in the world for buying and selling power." Further on in that annual report it states: There is significant uncertainty as to the financial impact of Dairyland's integration into the Midwest ISO". . Therefore I believe the Commission, in order to carry out its duty, must allow an investigation into the practices and activities of the cooperative, DPC, as an issue in the proceeding.

WHY THIS REQUEST IS BEING MADE POST-HEARING

I responded promptly to Diane Ramthun's e-mail putting out the opportunity to list any issues that anyone thought should be included in the proceeding. I replied to her e-mail and cc'd all the other parties in that e-mail and I formally made the request as instructed. Apparently, that e-mail was not sufficient to have the issue be considered at the pre-hearing conference on December 5th. Thus I am making this formal request through the ERF system, post hearing.

Respectfully submitted,


Patricia Conway, Intervenor