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December 26, 2014

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VIA ELECTRONIC FILING AND U.S. MAIL

Dr. Burl W. Haar
Executive Secretary
Minnesota Public Utilities Commission
350 Metro Square Building
121 Seventh Place East
St. Paul, MN 55101

**Re: ITC Midwest LLC's Answer to No CapX 2020 Motion for Reconsideration
*In the Matter of the Application of ITC Midwest LLC for a Certificate of Need
for the Minnesota – Iowa 345 kV Transmission Line Project in Jackson,
Martin, and Faribault Counties*
Docket No. ET6675/CN-12-1053
OAH Docket No. 60-2500-30782**

Dear Dr. Haar:

Enclosed for filing in the above-referenced docket is ITC Midwest LLC's Answer to NoCapX2020's Motion for Reconsideration, along with our Certificate of Service.

Sincerely,

/s/ Lisa M. Agrimonti

Lisa M. Agrimonti

LMA/jy
Enclosures
cc: Service List (w/encs.)

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

Beverly Jones Heydinger	Chair
David C. Boyd	Commissioner
Nancy Lange	Commissioner
Dan Lipschultz	Commissioner
Betsy Wergin	Commissioner

In the Matter of the Application of ITC Midwest LLC for a Certificate of Need for the Minnesota - Iowa 345 kV Transmission Line Project in Jackson, Martin, and Faribault Counties

Docket No. ET6675/TL-12-1053

**ITC MIDWEST LLC'S ANSWER
TO NOCAPX2020'S MOTION
FOR RECONSIDERATION**

I. INTRODUCTION

ITC Midwest LLC ("ITC Midwest") respectfully submits this answer to the December 15, 2014 Motion for Reconsideration ("Motion") by NoCapX2020. The Motion requests that the Minnesota Public Utilities Commission ("Commission") reverse its November 25, 2014 Order Issuing a Certificate of Need with Conditions ("CN Order") for the Minnesota - Iowa 345 kV Transmission Project ("Project"). In its Motion, NoCapX2020 re-argues issues it previously raised relating to ITC Midwest's status as a public service corporation and the cost of the entire Multi-Value Project ("MVP") Portfolio. NoCapX2020 provides no new evidence or argument and, therefore, its Motion should be denied.

II. DISCUSSION

A. Reconsideration Standard.

The Commission may decide to reconsider an order when (1) new issues it has not yet considered are raised; (2) new facts not yet in evidence are presented

for consideration; (3) there are errors or ambiguities in the Commission's order; or (4) the Commission is otherwise persuaded to reconsider an order.¹

B. NoCapX2020 Motion Fails to Satisfy Reconsideration Criteria.

NoCapX2020's Motion does not identify any reconsideration criterion under which it seeks reconsideration. Rather, NoCapX2020 appears only to challenge the Commission's conclusions. Because NoCapX2020 fails to meet any one of the criteria, no reconsideration is warranted.

First, the Motion raises no new issues. In fact, it merely repeats the very arguments NoCapX2020 made to the Administrative Law Judge and the Commission regarding ITC Midwest's status as a public service corporation and the MVP Portfolio, including total costs and cost allocation. Indeed, the arguments themselves duplicate the same arguments raised in NoCapX2020's Initial Brief, exceptions and October 21, 2014 letter.²

The ALJ and the Commission already reviewed these arguments and did not find them persuasive. The Commission expressly found that ITC Midwest is a public service corporation under Minnesota law and adopted the ALJ's finding to this effect.³ The Commission also fully evaluated Project costs and benefits when granting the Certificate of Need.⁴

¹ *In the Matter of Detailing Criteria and Standards for Measuring an Electric Utility's Good Faith Efforts in Meeting the Renewable Energy Objectives Under Minn. Stat. § 216B.1691*, ORDER AFTER RECONSIDERATION at 9, Docket No. E999/CI-03-869 (Aug. 13, 2004).

² Compare Motion at 12 with NoCapX2020 Initial Brief at 22-23. See also NoCapX2020 Exceptions at 4-6.

³ CN Order at 7-8. On October 22, 2014, ITC Midwest filed a letter response to NoCapX2020's October 21, 2014 letter detailing the legal authorities that establish ITC Midwest's status as a public service corporation under Minnesota law.

⁴ CN Order at 5-9.

Further, NoCapX2020's Motion offers no new facts, identifies no errors or ambiguities in the Commission's Order and provides no other justification for this Commission to reconsider its Order.

III. CONCLUSION

For the reasons set forth above, ITC Midwest respectfully requests that the Commission deny NoCapX2020's Motion.

Dated: December 26, 2014

Respectfully submitted:

BRIGGS AND MORGAN

By: /s/ Lisa M. Agrimonti

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Attorneys for ITC Midwest LLC

In the Matter of the Application of ITC
Midwest LLC for a Certificate of Need
for the Minnesota - Iowa 345 kV
Transmission Line Project in Jackson,
Martin, and Faribault Counties

MPUC Docket No. ET6675/CN-12-1053
OAH Docket No. 60-2500-30782

CERTIFICATE OF SERVICE

Jill N. Yeaman certifies that on the 26th day of December, 2014, she efiled a true and correct copy of the following document via eDockets (www.edockets.state.mn.us):

1. ITC MIDWEST LLC'S ANSWER TO NOCAPX2020'S MOTION FOR RECONSIDERATION.

Said document was also served via U.S. Mail and email through the eDockets system as designated on the Official Service List on file with the Minnesota Public Utilities Commission in the above-referenced docket.

/s/ Jill N. Yeaman

Jill N. Yeaman

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