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November 16, 2000

VIA FEDERAL EXPRESS

The Honorable David P. Boergers
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

Re: Docket Nos. RT01-24-000, RT01-25-000, RT01-26-000, RT01-27-000, RT01-28-000, RT01-29-000, RT01-30-000, RT01-31-000, RT01-32-000, RT01-33-000, RT01-35-000, RT01-36-000, RT01-37-000, and RT01-38-000 (Not Consolidated).

Dear Mr. Boergers:

Enclosed for filing please find the original and 14 copies of the Motion to Intervene and Comments of Dairyland Power Cooperative in the above-referenced dockets. Please return the extra copy stamped to show your receipt of the filing to me in the enclosed envelope.

Thank you.

Sincerely,

WHEELER, VAN SICKLE & ANDERSON, S.C.


Jeffrey L. Landsman

Enclosures
cc: Service Lists
Bruce Staples

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Edison Mission Energy and Midwest Generation, LLC	Docket No. RT01-24-000
Cleco Utility Group, Inc.	Docket No. RT01-25-000
Northern Indiana Public Service Company	Docket No. RT01-26-000
Electric Energy, Inc.	Docket No. RT01-27-000
Oklahoma Gas and Electric Company	Docket No. RT01-28-000
Empire District Company	Docket No. RT01-29-000
Florida Keys Electric Cooperative Association, Inc.	Docket No. RT01-30-000
Inland Power & Light Company	Docket No. RT01-31-000
Kandiyohi Cooperative Electric Power Association	Docket No. RT01-32-000
Edison Sault Electric Company	Docket No. RT01-33-000
Avista Corporation	Docket No. RT01-35-000
Bonneville Power Administration	
Idaho Power Company	
Montana Power Company	
Nevada Power Company	
PacifiCorp	
Portland General Electric Company	
Puget Sound Energy, Inc.	
Sierra Pacific Power Company	
McDonough Power Cooperative	Docket No. RT01-36-000
Dayton Power and Light Company	Docket No. RT01-37-000
Montana-Dakota Utilities Company	Docket No. RT01-38-000 (Not Consolidated)

**MOTION TO INTERVENE AND COMMENTS
OF DAIRYLAND POWER COOPERATIVE**

Pursuant to Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.214), Dairyland Power Cooperative ("Dairyland") hereby moves to intervene in the above-captioned dockets, and in support, Dairyland states the following:

I. COMMUNICATIONS

Dairyland requests that the following persons be included on the official service list in this proceeding, and that all communications concerning this Motion and these Dockets be addressed to the following persons:

Bruce Staples
Vice President – Transmission
Dairyland Power Cooperative
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La Crosse, Wisconsin 54602-0817
TEL: (608) 787-1361
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II. MOTION TO INTERVENE

1. Dairyland is a non-profit generation and transmission electric cooperative (“G&T”) headquartered in La Crosse, Wisconsin. Dairyland is owned by and provides the wholesale power requirements for 25 separate distribution cooperatives in southern Minnesota, western Wisconsin, northern Iowa, and northern Illinois. Dairyland also provides wholesale power requirements for 14 municipal utilities in Wisconsin, Minnesota, and Iowa. Dairyland does not presently provide retail electric service directly to any customers. Dairyland owns generating units totaling 981 MW and nearly 3200 miles of transmission line ranging from 34.5 kV to 161 kV. Dairyland is a member of the Mid-Continent Area Power Pool (“MAPP”).

2. Dairyland has a direct interest in issues relating to the issues addressed in the compliance filings made pursuant to 18 C.F.R. § 35.34 (c) and Order No. 2000¹ issued by the Commission. On October 16, 2000, Dairyland submitted a joint voluntary filing to the

¹ *Regional Transmission Organizations*, Order No. 2000, 65 Fed. Reg. 809 (January 6, 2000), FERC-Stats. and Regs. ¶ 31,089, *order on reh’g*, Order No. 2000-A, 65 Fed. Reg. 12,088 (March 8, 2000), FERC Stats. and Regs. ¶ 31,092 (2000).

Commission in Docket No. RT01-1-000² that explained efforts undertaken by those joining in the joint filing to participate in an RTO. As a potential user of the interconnected transmission system, and as a potential member of an RTO, Dairyland has a substantial interest in the outcome of this proceeding that is distinguished from an interest common to the public or ratepayers and cannot be adequately represented by any other party.

III. COMMENTS

At this time, Dairyland submits comments on the compliance filing by Montana-Dakota Utilities Co. (“Montana-Dakota”) in Docket No. RT01-38-000. Like Dairyland, Montana-Dakota is a member of MAPP. In its compliance filing (at pp. 4-5), Montana-Dakota describes the Memorandum of Understanding entered into by MAPP and the Midwest ISO, and describes efforts it has made to address issues with the Midwest ISO. Unfortunately, Montana-Dakota has been unable to resolve those issues with the Midwest ISO.

The joint filing submitted by the Minnesota Transmission Owners in Docket No. RT01-1-000,³ explained some of the barriers to participation in the Midwest ISO. Some of those barriers are also cited by Montana-Dakota in its filing. As noted in the Minnesota Transmission Owners’ joint filing, the responsiveness of Midwest ISO staff has been good, but it is not clear that existing Transmission Owner members of the Midwest ISO are willing to address issues in a way that will facilitate new members joining the Midwest ISO. Dairyland is concerned that the existing Transmission Owner members seem unwilling to accommodate utilities that have a different operating structure from the original Midwest ISO members, and that the existing

² The joint filing was submitted by Dairyland, Great River Energy, Minnkota Power Cooperative, Rochester Public Utilities, and Southern Minnesota Municipal Power Agency (collectively the “Minnesota Transmission Owners”). The joint filing was also incorporated into the Order No. 2000 compliance filings submitted by Minnesota Power and Otter Tail Power Company.

³ See footnote 2, above.

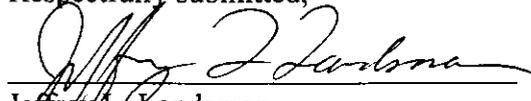
Transmission Owners exert too much control in the Midwest ISO. Moreover, in light of the well-publicized announcements by Illinois Power Company, Commonwealth Edison, and Ameren of their intentions to withdraw from the Midwest ISO, the attention of the Midwest ISO is likely to be focused on the potential withdrawals from the Midwest ISO and away from issues of concern to smaller utilities contemplating joining the Midwest ISO.

Accordingly, Dairyland urges the Commission to act as expeditiously as possible to ensure that an RTO that meets all of the requirements of Order No. 2000, including independence, size, and scope, be formed in the Midwest.

WHEREFORE, based on the foregoing, Dairyland respectfully moves to intervene in this proceeding to participate with full party status.

Dated this 16th day of November, 2000.

Respectfully submitted,



Jeffrey L. Landsman

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COUNSEL FOR DAIRYLAND POWER
COOPERATIVE

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document on those parties listed on the official service lists compiled by the Secretary for each of the following:

Docket Nos. RT01-24-000, RT01-25-000, RT01-26-000, RT01-27-000, RT01-28-000, RT01-29-000, RT01-30-000, RT01-31-000, RT01-32-000, RT01-33-000, RT01-35-000, RT01-36-000, RT01-37-000, and RT01-38-000 (Not Consolidated).

Dated at Madison, Wisconsin, this 16th day of November, 2000.



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