

ORIGINAL

ER14-409

485 Oak Field Ct.
Washington, MO 63090
March 17, 2014

Secretary
Federal Energy Regulatory Commission
888 First Street, NE, Rm 1-A
Washington, DC 20426

Dear Sir or Madam:

Enclosed for filing with the Commission is the original of a PROTEST, AND REQUEST TO FILE PROTEST OUT OF TIME, along with the accompanying Exhibits 1-5.

I was unable to scan the Exhibits into my computer, and so I have not filed any portion of this material electronically.

Yours truly,



Paul A. Agathen
636-980-6403
Paa0408@aol.com

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SECRETARY OF THE
COMMISSION
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FEDERAL ENERGY
REGULATORY COMMISSION

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Grain Belt Express Clean Line LLC) Docket No. ER14-409

PROTEST, AND REQUEST TO FILE PROTEST
OUT OF TIME

Pursuant to Rule 211 of the Commission's Rules of Practice and Procedure, the Missouri Landowners Alliance (the Alliance) hereby files this Protest against Grain Belt Express Clean Line LLC (Grain Belt) and the Application filed by Grain Belt in this docket on November 15, 2013 (the Application). The Alliance further asks herein for permission to file this Protest out of time.

The Parties. The Alliance is a newly formed non-profit Missouri corporation whose members consist primarily of people who live in northern Missouri, in the area where Grain Belt proposes to build the Missouri segment of a transmission line connecting wind farms in western Kansas with a terminal point in Indiana. The address of the Alliance is 309 N. Main Street, Cameron, MO 64429.

According to its Application, Grain Belt is a wholly owned subsidiary of an entity which itself is a wholly owned subsidiary of Clean Line Energy Partners LLC (Clean Line). The address of Grain Belt and Clean Line is 1001 McKinney Street, Suite 700, Houston, TX 77002.

Grain Belt has not yet filed with the Missouri Public Service Commission for approval of its proposed line, but when it does so the Alliance anticipates that it will seek to intervene in that case in opposition to Grain Belt's proposal.

Request to File Out of Time. The Alliance did not even exist until February 21, 2014 – well after the time when any Protest was due to be filed in this docket. The Alliance did not retain counsel until shortly after it was incorporated.

The Commission already has two pending Applications for late intervention in this docket. The filing of this Protest should not delay a Commission decision on Grain Belt's Application, nor will any party be unduly prejudiced by the filing of this Protest.

The Alliance therefore asks that it be allowed to file this Protest out of time.

Summary of the Basis for this Protest. The Alliance contends that Grain Belt is unduly discriminating against all non-wind sources of generation by aiming its open solicitation and initial capacity allocation for the proposed line solely at wind generators.

Supporting Argument for the Claims of Undue Discrimination. The Grain Belt line is one of five similar projects currently underway by Clean Line. (Application p. 3, f.n 1). Clean Line is attempting to restrict the use of those lines solely to wind generation. It acknowledges as much in its Application, where it states that the proposed project "is designed to facilitate the development and export of wind resources from western Kansas to load and population centers in MISO and PJM." (*Id.* at 5)

This preference was stated in even stronger terms in Clean Line's Application to the Commission regarding one of its sister-projects, the Rock Island Line. They specifically asked the Commission in that docket for permission to discriminate against non-renewables when scoring their open season proposals from generators. In Clean Line's words:

Establishing a preference for renewable energy is essential to developing the Project because interested stakeholders and potential customers, including environmental organizations and renewable energy developers,

are less likely to support a transmission project that they fear ultimately will be used to transmit electricity from coal-fired generation.

Application of Rock Island Clean Line, Docket ER12-365, p. 34.

The Commission rejected the discriminatory treatment proposed by Grain Belt in the Rock Island case, holding as follows:

We find that Rock Island's general arguments do not sufficiently explain how distinctions between renewable energy resources and other types of generators justify its requested preferential treatment in an open season for initial transmission capacity. The Commission has not previously approved the inclusion of a preference for energy from renewable resources in a transmission owner's open season criteria, and Rock Island has failed to provide sufficient justification to do so here. (Footnote omitted)

Order, May 22, 2012, Docket No. ER12-365, p. 11.

In this docket, Grain Belt is proposing a different tact for restricting its line to wind generation. On the one hand, it assures the Commission that its open solicitation process will be non-discriminatory:

Applicant's open solicitation process will be designed to access all potential customers. Applicant will commence its open solicitation by issuing a detailed notice that will be posted on the Project's website and widely distributed through ... [a list of industry groups, including EEI and RTOs]. Application, pp. 14-15.

However, Grain Belt also indicates that pursuant to the Commission's Policy Statement cited by Grain Belt at page 9, footnote 4 of its Application (Policy Statement), what it really intends is to select a "subset" of potential customers with whom to negotiate the actual allocation of capacity on the proposed line. (Application, p. 9) Not surprisingly, the subset is wind generation.

Moreover, Grain Belt states that in this docket it is seeking Commission approval of its proposed open solicitation and initial capacity allocation process *prior* to

implementing that process. (*Id.*) The Alliance has not had the benefit of discovery in this regard. However, based upon material in its own website, Grain Belt seems to have already started the process of soliciting a “subset” of potential customers, consisting solely of wind generators.

As noted above, Grain Belt is using material from its website to solicit initial generation customers for its line. Exhibit 1 to this Protest consists of eight pages from the Grain Belt website, referred to there as a “Request for Information” (RFI).¹ As is evident from this material, the RFI on Grain Belt’s website is directed *solely* to potential wind generators. Some statements from that RFI and its two introductory pages are as follows:

- At the outset of the first introductory page, Clean Line says it “issues this Request for information (RFI) to gather information about wind projects that are currently under development in western Kansas.” (Exh. 1, p. 1)

- In the first page of the actual RFI, after the title “Request For Information”, Grain Belt makes it clear to whom the RFI is being directed: “Wind energy projects under development in western Kansas, Capable of being on-line as soon as January 2018”. (Exh. 1, p. 3)

- The next page of the RFI begins as follows: “Clean Line Energy Partners (Clean Line) issues this Request for Information (RFI) to gather information about wind projects that are currently under development in western Kansas. (Exh. 1, p. 4)

- The next page says the project “will deliver up to 3,500 megawatts (MW) of wind power from western Kansas to load-serving entities in Missouri, Illinois, Indiana and states farther east.” (Exh. 1, p. 5)

¹ The home page of Grain Belt’s website can be accessed at <http://www.grainbeltexpresscleanline.com/site/home> . As indicated in the affidavit at the end of Exhibit 1 hereto, the Grain Belt Request for Information and accompanying pages at Exhibit 1 were included on Grain Belt’s website as of February 23, 2014, when much of the website was copied for the Alliance. The Alliance then included a copy of the RFI as an exhibit to a Complaint against Grain Belt, which the Alliance filed with the Missouri Public Service Commission on March 11, 2014, in Case No. EC-2014-0251. As also indicated in the affidavit at the end of Exhibit 1, the RFI material has now been removed from Grain Belt’s website.

- The next two pages provide key milestone dates for the RFI, including November 18, 2013, when the RFI was issued; and January 13, 2014, when responses were due back to Grain Belt.

On the first of those dates, when the RFI was issued, Clean Line issued a press release which was headed as follows: **“GRAIN BELT EXPRESS CLEAN LINE ISSUES REQUEST FOR INFORMATION TO KANSAS WIND GENERATORS.”** (Exhibit 2; emphasis in original).²

On the date the RFIs were due back, Clean Line then issued a press release headed as follows: **“GRAIN BELT EXPRESS CLEAN LINE RECEIVES TREMENDOUS RESPONSE FROM WIND GENERATORS IN THE WESTERN KANSAS REGION.”** (Exhibit 3; emphasis in original).

This second press release went on to note that businesses in the western Kansas region were developing projects which would be capable of producing more than three times the capacity that the transmission line could even handle. (*Id.*) It concluded by saying that “Clean Line is developing a series of transmission projects to move renewable energy to market.” (*Id.*, p. 2)

The Grain Belt website appears to make no reference at all to any RFI or any similar type of solicitation to potential customers other than wind generators. Nor does the website include any press releases about solicitation of or feedback from any other source of generation. Also, a “Google search” of “Grain Belt Express RFI” produces more than a dozen references to its RFI to the Kansas wind projects, but none at all to any other source of generation.

On the other hand, the website does make it quite clear that Grain Belt’s line is intended for renewable generation only. For example, it states on its website that “The

² Exhibits 2 and 3 can be found by accessing Grain Belt’s website at the address given in footnote 1, *supra*, going to the “Updates” tab on the top menu, and then selecting “Project News” from the drop-down menu. The press releases at Exhibits 2 and 3 are listed there as the 3rd and 2nd items, respectively.

Grain Belt Express Clean Line will deliver 3,500 megawatts of low-cost renewable power [the full capacity of the line] from Kansas to Missouri, Illinois, Indiana, and states farther east.” (Exhibit 4)³

At this point of the process, a narrowing of the field to wind generation cannot be justified on the ground that there are no alternative sources at the western Kansas terminal of its proposed line. Despite whatever homework Grain Belt may have done in this regard, it cannot possibly know what future projects might be out there unless it asks. For example, solar power would certainly be a possibility, as might small combustion turbines if the needed source of fuel was available or could be developed.

Moreover, Grain Belt is proposing an interconnection on its line with the Maywood substation in northern Missouri, from which it plans to sell up to 50 MW of the power coming from Kansas. (See pages 5 & 7 of Application). To the extent that Grain Belt sells some of its power at that substation, it must necessarily free up a like amount of capacity at that point for delivery to Indiana. Thus any generator in the MISO region, which of course includes numerous fossil fuel generators, should be allowed to buy capacity on the line between Missouri and Indiana.

On its website, Grain Belt has assured the public and other stakeholders that this Commission “will have oversight of the terms and conditions of service and rates charged and will ensure that the Project’s transmission lines are operated on a non-discriminatory

³ Exhibit 4 can be found by accessing the website address provided at footnote 1, going to the “Resources” tab at the top, and at the drop-down menu there clicking on “Materials”. At that page go to “Fact Sheets”, then “Clean Line Energy Projects Fact Sheet”, and finally click on “Download the Grain Belt Express Project Fact Sheet PDF”.

basis.” (Exh. 5)⁴ But Grain Belt is now apparently asking the Commission to do just the opposite. For the Commission to approve the discriminatory practices proposed here by Grain Belt is one thing. For Grain Belt to implement them before the Commission even acts on its Application is quite another.

Given that Clean Line has articulated a strong preference on its website and in the Rock Island case for limiting its lines to wind-generation only; and given the content of Grain Belt’s RFI to potential wind generators; and given the content of its two press releases mentioned above; and given the apparent lack of any mention on the Grain Belt website or press releases of solicitations for non-wind generation; then in the lack of any evidence from Grain Belt that it *has* made an equal effort to solicit other forms of generation, it is reasonable to assume it has not done so. If that is the case, the best that can be said for Grain Belt is that it prematurely implemented an open solicitation strategy which it told the Commission it would not implement until it obtained Commission approval and authorization to do so. (Application, p. 9)

And Grain Belt has no reason to assume that the Commission will approve what it is proposing here. In the Policy Statement cited by Grain Belt, the Commission stated at the outset that the developers in question could select a “subset” of customers with whom it would negotiate, but only after the developers “broadly solicit interest in the project from potential customers....” (Policy Statement, p. 1).

⁴ Exhibit 5 can be accessed from the web address at footnote 1, going to “Resources” at the top menu, and from the drop-down menu there selecting “FAQs”. From there select the “General” category, then “About the Grain Belt Express Clean Line”, and finally selecting “Will the Federal Energy Regulatory Commission be involved in the approval of this Project?”

The Commission also noted that not every developer may be motivated to broadly solicit interest in its project. Thus as the Commission stated:

To protect against undue discrimination and undue preference, the Commission will expect merchant transmission developers to engage in an open solicitation to identify potential transmission customers, and to demonstrate to the Commission that the process leading to the identification of customers and execution of relevant capacity arrangements are consistent with our policies herein and our open access principles.

Policy Statement, p. 16.

Grain Belt has clearly failed to follow the dictates of this policy, particularly with regard to “the process leading to the identification of customers.”

Even if Grain Belt has in fact made an equal effort at this point to reach out to non-wind generators, the emphasis of its website and press releases would make it clear how the ranking criteria proposed by Grain Belt will ultimately be implemented: the line will be limited to wind generators only. (See proposed ranking criteria at Application, p. 19-20). For example, the second of the ranking criteria listed by Grain Belt is “Early commitment in Project’s development cycle.” (*Id.* at 19) But given that Grain Belt’s website has for years focused solely on wind generators, as it did in its recent RFI, the other sources of generation are definitely at a disadvantage already.

The Commission will note that Grain Belt’s Application in this docket was filed on November 15, 2013, or just three days before Grain Belt issued its RFI to the wind generators. Yet the Application does not even mention the imminent release of the RFI.

What the Application does say is that Grain Belt “is seeking Commission approval of its proposed open solicitation and initial capacity allocation process prior to implementing that process”. (Application, p. 9). Despite this assurance, and regardless

of what Grain Belt calls its RFI to the Kansas wind generators, Grain Belt's open solicitation process is well underway already.

And totally aside from the timing issues, Grain Belt is asking for authority here to allocate up to 100% of the initial capacity of the line through its solicitation and allocation process. (See, e.g., Application, p. 1) If it was unduly discriminatory for Grain Belt to exclude non-renewables from the open season in the Rock Island case, *supra*, the same should apply here to effectively excluding non-renewables from the solicitation and allocation process.

The Impact of Grain Belt's Discriminatory Solicitation. Even if Grain Belt eventually solicits customers other than wind generators, any fossil source which is at all familiar with Grain Belt's website or its RFI could reasonably assume that Grain Belt's overtures to them are just a formality. As is no doubt apparent, Grain Belt is determined to make its line "fossil-free".

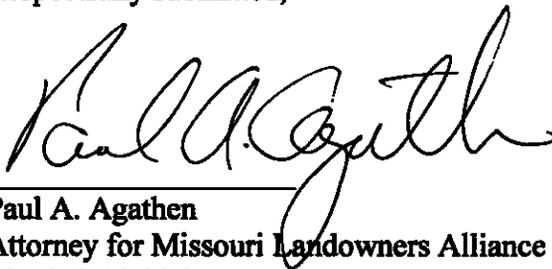
Thus no matter what Grain Belt does at this point, the chilling effect of what it has done already will have its intended result. The most reasonable solution at this point is to let Grain Belt suffer the consequences of its own discriminatory solicitation, and reject its Application altogether.

Prayer for Relief. For the foregoing reasons, the Alliance respectfully asks that the Commission order in this case include the following provisions:

- (1) That the Commission allow the Alliance to file this Protest out of time;
- (2) That the Commission rule that Grain Belt's proposed solicitation of generation customers is unduly discriminatory;

- (3) That the Commission rule that Grain Belt has already engaged in a discriminatory solicitation process for generation customers for its proposed line;
- (4) That the Commission dismiss the Application filed in this docket by Grain Belt on November 15, 2013;
- (5) And for such other relief as the Commission deems reasonable under the circumstances.

Respectfully submitted,



Paul A. Agathen
Attorney for Missouri Landowners Alliance
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Washington, MO 63090
(636)980-6403
Paa0408@aol.com
MO Bar No. 24756

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Protest and the accompanying Exhibits were sent by U. S. mail on this day to all parties on the list compiled by the Secretary of the Commission in this proceeding.

Dated at Washington, MO this 17th day of March, 2014.



Paul A. Agathen
Attorney for Missouri Landowners Alliance
485 Oak Field Ct.
Washington, MO 63090
(636)980-6403
Paa0408@aol.com
MO Bar No. 24756



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GRAIN BELT EXPRESS CLEAN LINE

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REQUEST FOR INFORMATION

Clean Line Energy Partners (Clean Line) issues this Request for Information (RFI) to gather information about wind projects that are currently under development in western Kansas. The intent of this RFI is to gather information about generators' demand for the Grain Belt Express Clean Line's transmission capacity and to collect data that will allow Clean Line to characterize the wind resource and production potential in western Kansas. While it is obvious to many in the wind industry that more transmission infrastructure is needed, the data collected through this RFI will be used to communicate this need to regulators and stakeholders. In addition, more detailed information about the wind resources in western Kansas will be helpful in discussions with utilities in the Midwest and Mid-Atlantic regions who may be interested in Clean Line's ability to transmit affordable, renewable energy to their markets. While Clean Line will not provide stakeholders with individual wind generator data, Clean Line will supply them with aggregate data that describes the high-capacity factor, low-cost energy resources in the western Kansas.

SCHEDULE

The Grain Belt Express Clean Line RFI process will adhere to the following schedule.

- **November 18, 2013:** RFI issued
- **December 2, 2013:** Notice of Intent to Respond due (emailed to rfi@cleanlineenergy.com by 5:00 CDT)
- **December 4, 2013:** Any changes to form of confidentiality agreement due (emailed to rfi@cleanlineenergy.com by 5:00 CDT)
- **December 16, 9:00 – 10:30 AM CDT:** Respondents' Conference conducted via webinar to answer questions and provide clarification. Respondents will receive participation details upon submitting the Notice of Intent to Respond.
- **December 18, 2013:** Confidentiality Agreement due (emailed to rfi@cleanlineenergy.com by 5:00 CDT)
- **December 20, 2013:** Clean Line will return executed confidentiality agreements via email (emailed to rfi@cleanlineenergy.com by 5:00 CDT)
- **January 13, 2014:** Response Form* and any supplemental materials due (emailed to rfi@cleanlineenergy.com by 5:00 CDT)

***If your company is developing multiple projects in the region, please complete a separate Response Form, Appendix 3, for each project.**

DOCUMENTS

- **Grain Belt Express Clean Line Request for Information**
- **Appendix 1: Grain Belt Express Clean Line Development Update**
- **Appendix 2: Notice of Intent to Respond**
- **Appendix 3: Response Form**
- **Appendix 4: Form of Confidentiality Agreement**

GRAIN BELT EXPRESS

CLEAN LINE

REQUEST FOR INFORMATION

Wind energy projects under development in western Kansas
Capable of being on-line as soon as January 2018

Issued: November 18, 2013

Notice of Intent to Respond Due: Monday, December 2, 2013

Webinar for Respondents: Monday, December 16, 2013

Response Due: Monday, January 13, 2014

RFI Webpage:

<http://www.grainbeltexpresscleanline.com/site/page/respond-to-rfi>

Contact:

rfi@cleanlineenergy.com

REQUEST FOR INFORMATION

Clean Line Energy Partners (Clean Line) issues this Request for Information (RFI) to gather information about wind projects that are currently under development in western Kansas.

PURPOSE AND TREATMENT OF RESPONSES

The intent of this RFI is to gather information about generators' demand for the Grain Belt Express Clean Line's transmission capacity and to collect data that will allow Clean Line to characterize the wind resource and production potential in western Kansas. While it is obvious to many in the wind industry that more transmission infrastructure is needed, the data collected through this RFI will be used to communicate this need to regulators and stakeholders. In addition, more detailed information about the wind resources in western Kansas will be helpful in discussions with utilities in the Midwest and Mid-Atlantic regions who may be interested in Clean Line's ability to transmit affordable, renewable energy to their markets. While Clean Line will not provide stakeholders with individual wind generator data, Clean Line will supply them with aggregate data that describes the high-capacity factor, low-cost energy resources in the western Kansas.

Clean Line is an independent transmission provider and does not intend to purchase wind energy. The issuance of the RFI is not a commitment to transact. Clean Line acknowledges that none of the information provided by Respondents is binding and that it is provided solely for informational purposes. On Friday, Nov. 15, Grain Belt Express Clean Line filed for negotiated rate authority with the Federal Energy Regulatory Commission (FERC). Grain Belt Express Clean Line applied to seek authorization to bilaterally negotiate agreements for 100% of the line's capacity. The issuance of this RFI is not connected to Grain Belt Express Clean Line's capacity subscription process, but rather intended to serve the purposes outlined above. Grain Belt Express Clean Line will separately issue notice of its subscription process and invite interested generators to participate. Generator interconnection to the Grain Belt Express Clean Line will be subject to the requirements of the project's open access transmission tariff.

Clean Line will maintain the confidentiality of all submissions, as outlined in the form Confidentiality Agreement. Summarized data about the total number of megawatts of wind under development, average wind speeds, and average capacity factors will help us make the case about the strong benefits of wind resource to potential customers in the PJM and MISO markets. We will also issue a press release summarizing the number of generators that responded and how many megawatts worth of wind projects are under development in western Kansas.

Clean Line will sign confidentiality agreements in the form of Appendix 4 that are received by December 18, 2013. If the Respondent would like to make changes to the form agreement, requests should be submitted by December 4, 2013.

THE GRAIN BELT EXPRESS CLEAN LINE

Overview

The Grain Belt Express Clean Line (the Project) is an overhead ± 600 kilovolt (kV) high voltage direct current (HVDC) transmission line that will deliver up to 3,500 megawatts (MW) of wind power from western Kansas to load-serving entities in Missouri, Illinois, Indiana and states farther east. Wind developers will connect to the western terminus of the Project, located near Dodge City, Kansas, via a collector system of alternating current (AC) lines. The wind power will then be converted from AC to direct current (DC) and transmitted by the Project to points on the existing AC grid in Missouri and near the Illinois-Indiana border. Converter stations near the Maywood 345 kV substation in Missouri and the 765 kV system in southwestern Indiana will convert power back to AC, so it can be distributed to customers in Missouri, Illinois, Indiana, and states farther east.

The \$2 billion Project will enable more than \$7 billion of investment in new wind farms that will power more than 1.4 million homes per year and as a result, reduce carbon dioxide emissions by an average of 10 million tons annually.

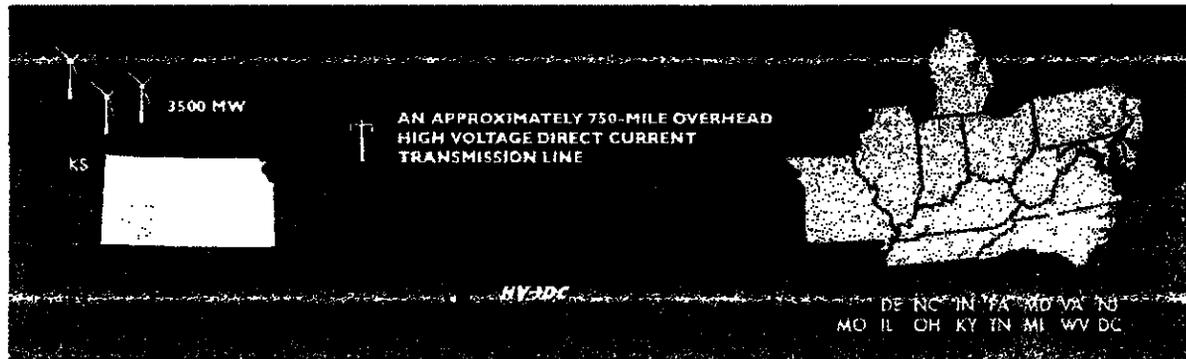


Figure 1. Grain Belt Express Clean Line graphic overview

Timeline

The development of a 750-mile transmission Project that traverses four states is a complex enterprise that requires coordinated outreach, engineering, interconnection, environmental, financial, and commercial efforts. In the past four years, Clean Line has methodically set and achieved key milestones in each of these areas, while maintaining its commitment to transparency and consideration of stakeholder input. We expect the Project to achieve commercial operation in 2018. Figure 2 outlines the current Project schedule.

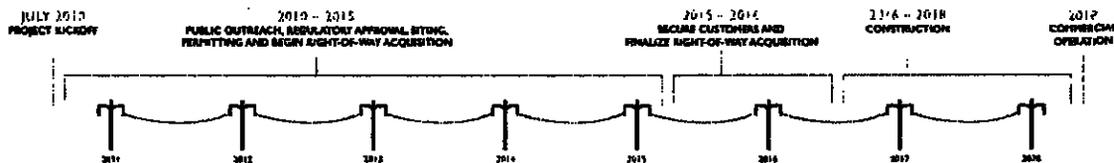


Figure 2. Grain Belt Express Clean Line schedule

Interconnection and Transmission Planning Coordination

The Grain Belt Express Clean Line is an interregional transmission project that will traverse the footprints of three Regional Transmission Organizations – the Southwest Power Pool, the Midcontinent Independent Transmission System Operator, and the PJM Interconnection. Clean Line is conducting studies with each of the RTOs to ensure that our project will reliably interconnect with the existing transmission system.

SPP

On the western end of the line, Clean Line has worked with SPP, to ensure that the Project can reliably interconnect to the grid. In August 2013, SPP's Transmission Working Group unanimously confirmed that Grain Belt Express Clean Line's reliability studies with affected parties met the SPP planning requirements to ensure grid reliability.

MISO

MISO is studying the interconnection of 500 MW near the Maywood 345kV line in northeast Missouri. MISO has completed the Feasibility Study.

PJM

At the eastern terminus of the line, PJM is studying the interconnection of 3,500 MW near Sullivan 765 kV in southwestern Indiana. Clean Line expects to receive results of the System Impact Study early next year. After receiving the System Impact Study results, Clean Line will enter the Facilities Study phase of the interconnection process.

RFI SCHEDULE AND PROCEDURE

The Grain Belt Express Clean Line RFI process will adhere to the following schedule.

November 18, 2013: RFI issued

December 2, 2013: Notice of Intent to Respond due (emailed to rfi@cleanlineenergy.com by 5:00 CDT)

November 2013

GRAIN BELT EXPRESS CLEAN LINE RFI

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January 13, 2014: Response Form* and any supplemental materials due (emailed to rfi@cleanlineenergy.com by 5:00 CDT)

*If your company is developing multiple projects in the region, please complete a separate Response Form, Appendix 3, for each project.

PROPOSAL REQUIREMENTS

Clean Line is seeking to gather information on wind projects that can connect to its converter station in Ford County, Kansas. Please see [here](#) for an interactive map that details the proposed converter station location. Respondents should submit projects that are currently under development. Submitted projects should be capable of being on-line as early as 2018.

Respondents are asked to complete the Response Form, included as Appendix 3, with information on the following.

- Project description and development overview
- Wind resource and technology
- Indicative pricing

Clean Line acknowledges that none of the information provided by Respondents is binding and that it is provided solely for informational purposes. Further, none of the information provided will establish any rights with respect to the Project's capacity subscription..

CONTACT

Please submit all questions regarding the RFI process to rfi@cleanlineenergy.com.

CLEAN LINE
ENERGY PARTNERS

P. 7 of 8

November 2013

GRAIN BELT EXPRESS CLEAN LINE RFI

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All information regarding this RFI will be posted on Grain Belt Express Clean Line's RFI webpage www.grainbeltexpresscleanline.com/site/page/respond-to-rfi.

SUBMISSION

Respondents to this RFI are asked to submit the Notice of Intent to Respond via email to rfi@cleanlineenergy.com by 5:00 pm CDT on December 2, 2013.

Respondents who would like Clean Line to execute the one-way Confidentiality Agreement should submit the completed agreement via email to rfi@cleanlineenergy.com by 5:00 pm CDT on December 18, 2013.

Respondents to this RFI are asked to submit the Response Form and any supplemental material via email to rfi@cleanlineenergy.com by 5:00 pm CDT on January 13, 2014. Respondents will receive confirmation of the receipt of their response via email by 7:00 pm CDT on January 13, 2014.

APPENDICES

Appendix 1: Grain Belt Express Clean Line Development Update

Appendix 2: Notice of Intent to Respond

Appendix 3: Response Form*

Appendix 4: Form of Confidentiality Agreement

*If your company is developing multiple projects in the region, please complete a separate Response Form, Appendix 3, for each project.

AFFIDAVIT

I, Paul A. Agathen, being first duly sworn according to law, depose and state as follows:

At my request, on February 23, 2014, a member of the Missouri Landowners Alliance copied much of the material on Grain Belt's website, the home page of which is found at <http://www.grainbeltexpresscleanline.com/site/home>.

Among the documents on that website on that date were the materials dealing with Grain Belt's Request For Information, included at the 8 pages of Exhibit 1 to the Protest being filed by the Alliance in FERC docket ER14-409. I personally viewed the material in Exhibit 1 on the Grain Belt website shortly after it was copied and sent to me.

The first three pages of the material at Exhibit 1 were also included as Exhibit 25 to a Complaint filed by the Alliance against Grain Belt with the Missouri Public Service Commission on March 11, 2014, in Case No. EC-2014-0251.

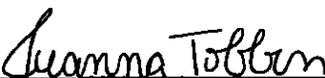
When I attempted on March 16, 2014 to access the material included as Exhibit 1 to this Protest, I found that it had been removed from the Grain Belt website.


Paul A. Agathen

STATE OF MISSOURI)
) SS
COUNTY OF FRANKLIN)

On this 17th day of March, 2014, before me personally appeared Paul A. Agathen, to me known to be the person described in and who executed the foregoing Affidavit, and acknowledged that execution of same was done as his free act and deed, and that the statements given above are true to the best of his knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.


Notary Public



JEANNA TOBBEN
My Commission Expires
April 28, 2015
Franklin County
Commission #11178910



MEDIA CONTACT

Sarah Bray
(832) 319-6340 office
(832) 226-2116 cell
sbray@CleanLineEnergy.com

GRAIN BELT EXPRESS CLEAN LINE ISSUES REQUEST FOR INFORMATION TO KANSAS WIND GENERATORS

DATA WILL BE USED TO HIGHLIGHT THE COST-EFFECTIVENESS AND PRODUCTION POTENTIAL OF THE WIND RESOURCE IN WESTERN KANSAS

HOUSTON (November 18, 2013) – Grain Belt Express Clean Line LLC (Grain Belt Express), an affiliate of Clean Line Energy Partners LLC (Clean Line) of Houston, Texas is pleased to issue a Request for Information (RFI) to wind generators in Kansas. The RFI will gather information about the generators' demand for transmission capacity. The data collected will allow Clean Line to understand better the cost-effectiveness and production potential of the wind resource in western Kansas.

The Grain Belt Express Clean Line is a 750-mile, overhead, direct current transmission line that will deliver up to 3,500 megawatts of clean generation from western Kansas to utilities and customers in Missouri, Illinois, Indiana and states farther east that have a strong demand for affordable, reliable, clean energy.

"We hope the results from the RFI will provide valuable information about generators' need for the Grain Belt Express Clean Line's transmission capacity and the phenomenal wind resources in western Kansas," said Michael Skelly, President of Clean Line Energy. "We look forward to deepening relationships with wind generators and load serving entities as we move closer to our goal to deliver thousands of megawatts of low-cost renewable power to Missouri, Illinois, Indiana, and states farther east."

Western Kansas boasts some of America's richest wind resources, and the Grain Belt Express is estimated to enable more than \$7 billion of investment in new wind farms in the region. Clean Line will share aggregate data from the RFI about the total number of megawatts of wind under development, average wind speeds, and average capacity factors with utilities interested in learning more about potential wind resources in Kansas.

Interested generators must supply a Notice of Intent to respond by December 2, 2013 and submit their final RFI responses by January 13, 2014. For more information about the Grain Belt Express, and to view the Request for Information documents, please visit www.GrainBeltExpressCleanLine.com.

Grain Belt Express is a public utility in Kansas and Indiana, and earlier this month, the Kansas Corporation Commission unanimously approved an order granting a siting permit to Grain Belt Express to construct the 370-mile Kansas portion of the line currently under development. On Friday, November 15, Grain Belt Express filed for negotiated rate authority with the Federal



Energy Regulatory Commission (FERC). Grain Belt Express applied to seek authorization to negotiate bilateral agreements for 100% of the line's capacity. Generator interconnection to the Grain Belt Express Clean Line will be subject to the requirements of the project's open access transmission tariff.

About Clean Line Energy Partners: Clean Line's mission is to connect abundant, renewable energy resources to areas that have a high demand for low-cost, clean energy. Clean Line is developing a series of transmission projects to move renewable energy to market. For more information, please visit www.CleanLineEnergy.com.



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GRAIN BELT EXPRESS CLEAN LINE RECEIVES TREMENDOUS RESPONSE FROM WIND GENERATORS IN THE WESTERN KANSAS REGION

DATA FROM REQUEST FOR INFORMATION CONFIRM THE DEMAND FOR THE LINE EXCEEDS CAPACITY BY MORE THAN THREE TIMES

HOUSTON (January 23, 2014) – Grain Belt Express Clean Line LLC, an affiliate of Clean Line Energy Partners LLC (Clean Line) of Houston, Texas is pleased to announce the results from the recent Request for Information (RFI) issued to wind generators. The results prove that there are high-quality wind resources in and around western Kansas ready to provide affordable, clean energy to millions of consumers via the overhead, direct current Grain Belt Express Clean Line (Grain Belt Express) transmission project.

The data from the RFI confirm that project developers in the western Kansas region are developing projects with the capability to produce over 13,500 megawatts (MW) wind power. These projects demonstrate the need for new transmission capacity to access areas with a strong demand for low-cost, renewable power. The 13,500 MW of proposed projects represent more than three times the 3,500 MW delivery capacity of the Grain Belt Express.

The responses to the RFI provide valuable information about generators' need for the Grain Belt Express transmission capacity as well as the wind resource and production potential of the western Kansas region. While pricing details will not be made public, the proposed costs of energy submitted through the RFI were in line with other wind energy power purchase agreements recently signed in this region.

"Western Kansas possesses an excellent wind resource that is among the country's best. With proposed projects representing more than three times the delivery capacity of the Grain Belt Express, the data we received affirms our belief that this project is needed to deliver competitively priced, renewable energy to communities and customers in Missouri, Illinois, Indiana and states farther east," said Michael Skelly, President of Clean Line Energy. "We would like to thank all the generators that participated in this RFI. We will continue to work with generators and power purchasers to get this valuable resource to market."

"The wind energy industry in Kansas has potential for continued strong growth," Kansas Department of Commerce Secretary Pat George said. "That is great news for our state as the industry continues to create new jobs, invest in Kansas and help drive our growing economy."

The Grain Belt Express is estimated to enable more than \$7 billion of investment in new wind farms in the western Kansas region. Grain Belt Express is a public utility in Kansas and Indiana and received an order from the Kansas Corporation Commission in November of 2013,



granting a siting permit to construct the 370-mile Kansas portion of the line.

"Kansas is blessed with some of the most valuable wind energy resources in America, ranking second of the fifty states. Harvesting that resource will help grow the state's economy, while benefiting landowners, taxpayers, the environment, and electricity consumers," said Jeff Clark, Executive Director of The Wind Coalition, a non-profit association formed to encourage the development of the vast wind energy resources of the south central United States. "Access to robust transmission will help get this clean, infinite power to market."

About Clean Line Energy Partners: Clean Line's mission is to connect abundant, renewable energy resources to areas that have a high demand for low-cost, clean energy. Clean Line is developing a series of transmission projects to move renewable energy to market. For more information, please visit www.CleanLineEnergy.com.

CLEAN LINE

ENERGY PARTNERS



GRAIN BELT EXPRESS CLEAN LINE

The Grain Belt Express Clean Line will deliver 3,500 megawatts of low-cost renewable power from Kansas to Missouri, Illinois, Indiana, and states farther east. Similar to the trains that carry grain harvested in the Midwest to markets, the Grain Belt Express will move renewable energy from its source in the grain belt of the country to markets with a strong demand for low-cost, clean power.

CLEAN LINE ENERGY PARTNERS

Clean Line Energy develops long-distance transmission lines to connect the best renewable resources in the United States to communities and cities that have a strong demand for low-cost, clean power.

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Toll Free Hotline
1-855-666-3438

May I hook solar panels or a wind turbine up to the line? *

Clean Line expects wind energy facilities will connect in western Kansas – at the western end of the Grain Belt Express Clean Line. HVDC technology is best utilized for moving a lot of electricity over long distances. You can think of our lines like “express” lines, suitable for long-haul transmission of electricity but not for short distances.

Is Clean Line a regulated or unregulated entity? *

As a transmission owner and operator, Grain Belt Express Clean Line LLC will be regulated by the Federal Energy Regulatory Commission (FERC). In addition, Grain Belt Express Clean Line LLC will be required to obtain permits from a variety of state and federal agencies. Grain Belt Express Clean Line LLC is committed to working with federal and state commissions and agencies that may have jurisdiction over the project, including the Kansas Corporation Commission, the Missouri Public Service Commission, the Illinois Commerce Commission, the Indiana Utility Regulatory Commission, and state and federal agencies such as the U.S. Fish and Wildlife Service and the U.S. Army Corps of Engineers.

Will FERC be involved in the approval of this project? *

FERC will have oversight of the terms and conditions of service and rates charged and will ensure that the Project's transmission lines are operated on a non-discriminatory basis.



Document Content(s)

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