

**7835.4550 FEES AND COSTS.**

In the order resolving the dispute, the commission shall require the prevailing party's reasonable costs, disbursements, and attorney's fees to be paid by the party against whom the issue or issues were adversely decided, except that a qualifying facility will be required to pay the costs, disbursements, and attorney's fees of the utility only if the commission finds that the claims of the qualifying facility have been made in bad faith or are a sham or frivolous.

**Statutory Authority:** *MS s 216A.05; 216B.08; 216B.164*

**History:** *9 SR 993*

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