

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

JUN 15 2015

Shirley A. Jameson-Ley
Clerk

* * * *

GERALD PESALL,
Appellant,

vs.

MONTANA DAKOTA UTILITIES,
OTTER TAIL POWER, SCHURING
FARMS, INC., BRADLEY MOREHOUSE,
and THE SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION,
Appellees.

) ORDER DENYING MOTION TO AFFIRM
) APPEAL

) #27324

) RECEIVED

) JUN 15 2015

) SOUTH DAKOTA PUBLIC
) UTILITIES COMMISSION
)

Appellees Montana Dakota Utilities and Otter Tail Power, in the above-entitled matter having served and filed a motion to affirm appeal, and appellant having served and filed a response thereto, and the Court having considered the motion and response and being fully advised in the premises, now, therefore, it is

ORDERED that said motion be and it is hereby denied.

DATED at Pierre, South Dakota, this 15th day of June, 2015.

BY THE COURT:

David Gilbertson

David Gilbertson, Chief Justice

ATTEST:

Shirley A. Jameson-Ley
Clerk of the Supreme Court

By: *Shirley A. Jameson-Ley*

Chief Deputy Clerk
(SEAL)

PARTICIPATING: Chief Justice David Gilbertson and Justices Steven L. Zinter,
Glen A. Severson, Lori S. Wilbur and Janine M. Kern.