

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

JAN 19 2018

Shirley A. Johnson Legal
Clerk

* * * *

IN THE MATTER OF PUC DOCKET)
HP 14-0001, ORDER ACCEPTING)
CERTIFICATION OF PERMIT)
ISSUED IN DOCKET HP 09-001)
TO CONSTRUCT THE KEYSTONE XL)
PIPELINE.)

ORDER DISMISSING APPEAL

#28334

Appellee TransCanada Keystone Pipeline, LP, under SDCL 15-26A-80 and SDCL 15-26A-87.2, having served and filed a motion to dismiss the appeal filed by Intertribal Council on Utility Policy for failure to file a brief or otherwise prosecute the appeal in the above-entitled matter, and no response having been filed thereto, and the Court having considered the motion and being fully advised in the premises, now, therefore, it is

ORDERED that the appeal be and it is hereby dismissed.

DATED at Pierre, South Dakota, this 19th day of January, 2018.

BY THE COURT:

David Gilbertson

David Gilbertson, Chief Justice

ATTEST:

[Signature]
Clerk of the Supreme Court
(SEAL)

(Justice Steven R. Jensen disqualified.)

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

RECEIVED

JAN 22 2018

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION