

On May 17, 2019, Intervenor filed a Second Motion to Deny and Dismiss. On May 23, 2019, Commission staff filed a Request for Exception to Procedural Schedule and Crowned Ridge filed its Response to Intervenor's Second Motion to Deny and Dismiss and, as a part of its response, Crowned Ridge requested a Motion to Strike. On May 28, 2019, Intervenor filed a Reply Brief and Motion to Take Judicial Notice.

The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-41B, and ARSD Chapter 20:10:22. The Commission may rely upon any or all of these or other laws of this state in making its determination.

At an ad hoc Commission meeting on June 6, 2019, the Commission considered these matters. The Commission voted unanimously to grant the Request for Exception to Procedural Schedule. The Commission further voted unanimously to deny the Motion to Take Judicial Notice and the Motion to Strike. Action on the Second Motion to Deny and Dismiss was deferred until June 11, 2019. It is therefore

ORDERED, that the Request for Exception to Procedural Schedule is hereby granted. It is further

ORDERED, that the Motion to Take Judicial Notice is hereby denied. It is further

ORDERED, that the Motion to Strike is hereby denied.

Dated at Pierre, South Dakota, this 12th day of June 2019.

| CERTIFICATE OF SERVICE | |
|---|------------------------|
| The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail. | |
| By: | <u>Karow E. Bremer</u> |
| Date: | <u>06/12/19</u> |
| (OFFICIAL SEAL) | |

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner