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GEORGE S. MICKELSON  
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JODY ODEGAARD SMITH

December 4, 2006

RECEIVED

DEC 04 2006

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

Ms. Kara VanBockern  
SD Public Utilities Commission  
500 East Capitol Avenue  
Pierre, SD 57501

RE: CE06-003/GLOBAL POLYMER INDUSTRIES/CITY OF ARLINGTON

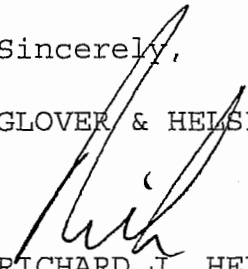
Dear Kara:

This past week we visited about the above matter and you indicated the PUC would like to have the Stipulation and Order revised so that the Order part was eliminated as the PUC wanted to prepare its own Order. I was agreeable to simply having the Stipulation submitted to the PUC as is and then the Commission could prepare their own Order.

Todd Wilkinson has prepared a new Stipulation that is identical to the old Stipulation but there is no Order attached. I have signed this and so has Mr. Wilkinson and you can use this as you see fit.

Sincerely,

GLOVER & HELSPER, P.C.

  
RICHARD J. HELSPER

RJH:srl

Enclosure

cc: Mr. Todd Wilkinson

Mr. Todd Huntimer

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SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE COMPLAINT FILED  
BY GLOBAL POLYMER INDUSTRIES, INC.,  
ARLINGTON, SOUTH DAKOTA, AGAINST  
THE CITY OF ARLINGTON REGARDING  
ELECTRICAL SERVICE

STIPULATION

CE 06-003

The above-entitled matter came before the Public Utilities Commission on joint stipulation and motion of the parties, by and through their attorneys of record.

Richard J. Helsper of Glover & Helsper, P.C., Brookings, South Dakota, is appearing on behalf of Global Polymer Industries, Inc. (Complainant); and Todd D. Wilkinson of Wilkinson & Wilkinson, De Smet, South Dakota is appearing on behalf of the City of Arlington (Respondent).

Each of the parties have expressed acknowledgement and affirmation in having the Public Utilities Commission enter an Order of Dismissal in the above-entitled matter,

THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the parties, that the Public Utilities Commission may enter the following as its Order of Dismissal in the above-entitled matter.

1. The Complaint filed by Global Polymer Industries, Inc. shall be dismissed once the terms of this Stipulation have been completed.

2. The parties shall take the following actions consistent with the expert recommendations stated in the **Expert Investigation Complaint Review and Recommendations**, as submitted to the Public Utilities Commission on August 1, 2006

by Michael E. Jenkins, P.E., Power Delivery Associates; a true and correct copy of which is identified as Exhibit A and attached hereto.

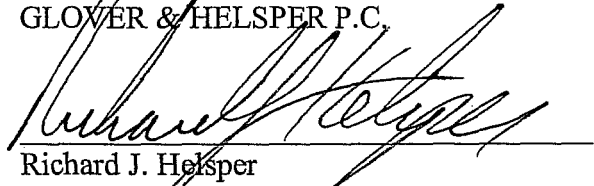
- a. The City of Arlington will install Underground Residential Distribution (URD) junction cabinets along the feeder to provide taps to the Nursing Home transformer and the single-phase transformers and provide a direct route of the feeder to Global Polymer Industries, Inc. (GPI).
- b. The City of Arlington will simplify the infrastructure for providing a back-feed or alternate power supply to GPI through installation of a three-phase switching cabinet at the Industrial Park junction cabinet.
- c. The City of Arlington will develop a documented switching procedure.
- d. The City of Arlington will develop an after hours outage reporting method.
- e. The City of Arlington will install pad locks or similar devices on its pad-mounted equipment and enclosures to become compliant with National Electric Safety Code (NESC) Rule 381.G, 1 and 2; and will install appropriate signs to its underground enclosures and equipment.
- f. The City of Arlington will take reasonable actions to complete the recommended work within nine months from the date of this

Stipulation; and will provide the Public Utilities Commission with an affidavit regarding completion of the same.

3. Each of the parties shall be responsible for its own attorney's fees and costs incurred in this matter.

Dated this 5<sup>th</sup> day of December, 2006.

GLOVER & HELSPER P.C.



Richard J. Helsper  
415 8th Street  
Brookings, South Dakota 57006  
(605) 336-3890 telephone  
Attorneys for Complainant, Global Polymer  
Industries, Inc.

Dated this 30<sup>th</sup> day of November, 2006.

WILKINSON & WILKINSON



Todd D. Wilkinson  
103 Joliet Avenue SE  
P.O. Box 29  
De Smet, South Dakota 57231  
(605) 854-3378 telephone  
Attorneys for Respondent, City of Arlington