

August 22, 2007

Kara Semmler, Legal Counsel  
Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, South Dakota 57501

**RE: EL07-024**

Dear Kara:

This will confirm my telephone conversation with you on August 21, 2007. As I pointed out, I am attorney for the City of White. The City of White annexed certain property on August 7, 2006. On July 31, 2007, they gave notice to Otter Tail Power Company that they were electing to purchase the facilities of Otter Tail Power Company located within the annexed property. An information copy of that letter was forwarded to Martin Bettmann, the South Dakota Public Utilities Commission Staff Engineer. For some reason or other, somebody in your office opened a docket on this file, being the above referenced docket, which prompted a Petition to Intervene by Dave Gerdes on behalf of Otter Tail and a Motion to Dismiss on behalf of Mr. Gerdes, roughly upon the grounds that the filing for approval of its territory was premature. We agree. The City of White never intended to initiate a docket at this time. They are just in the preliminary stages of negotiating the payment that they must make to Otter Tail, pursuant to 49-34A-50. Accordingly, you are requested to dismiss the docket. Once we have agreed upon a price, we will notify your office of the territory purchase for the purpose of modifying the territorial map.

Kindly accept this letter as a Motion to dismiss Docket No. EL07-024 on behalf of the City of White.

Thank you very much.

Sincerely,

GLOVER & HELSPER, P.C.

AFG:kl  
cc: Dave Gerdes  
Sheryl Brown

ALAN F. GLOVER