



EAST RIVER

ELECTRIC POWER COOPERATIVE

121 Southeast First St.
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P.O. Box 227
Telephone (605) 256-4536

September 11, 2008

Ms. Karen Cremer, Staff Attorney
South Dakota Public Utilities Commission
500 E. Capitol Avenue
Pierre, SD 57501

RE: EL08-024

In the Matter of the Application of East River Electric Power Cooperative, Inc. for
a Permit to Construct approximately 22 miles of 115 kV Transmission Line

Dear Ms. Cremer:

In light of the Commission's recent declaratory ruling in EL08-020, please consider this letter as a Motion to Dismiss Docket No. EL08-024 as the facts in this Docket meet the statutory exclusion found in SDCL 49-41B-2.1(2).

Please contact me if you have questions or need additional information. Thank you very much.

Sincerely,

Bob Sahr
General Counsel

BS/jc

