

BEFORE THE SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE)
CONSIDERATION OF THE NEW)
PURPA STANDARDS) **Docket No. EL08-028**
)

BLACK HILLS POWER, INC. PETITION TO INTERVENE

COMES NOW Black Hills Power, Inc. (Black Hills) and petitions the Public Utilities Commission of the State of South Dakota (Commission) to intervene in this proceeding as follows:

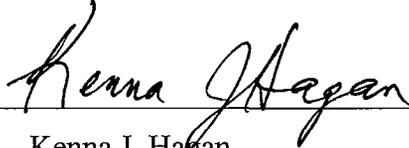
1. Black Hills is a public utility doing business in the State of South Dakota under SDCL Ch. 49-34A and is a rate regulated investor owned utility. Its business address is 625 Ninth Street, Rapid City, SD 57701.
2. The Commission has jurisdiction over this matter pursuant to SDCL chapter 49-34A.
3. The Commission has opened this proceeding to consider how to proceed with new federal standards imposed by the enactment of the Energy Independence and Security Act of 2007 (EISA) on December 19, 2007 regarding, among other things, integrated resource planning, rate design modification to promote energy efficiency investments, consideration of smart grid investments and smart grid information.
4. As a rate regulated, investor owned utility, Black Hills is bound by the outcome in this proceeding and is an affected utility. Further, the interest to Black Hills is distinguished from an interest common to the public or to the taxpayers in general.
5. Black Hills requests permission to intervene to participate in the Commission's consideration and development of the new PURPA standards.
6. Denial of this petition to intervene would be detrimental to the interests' of Black Hills and its customers, and accordingly would be detrimental to the public interest.

WHEREFORE, Black Hills prays that the Commission grant its petition to appear as a party in this proceeding.

Dated this 30th day of December, 2008.

BLACK HILLS POWER, INC.

By:



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CERTIFICATE OF SERVICE

I hereby certify that on December 30, 2008, a true and correct copy of the foregoing

Petition to Intervene was transmitted electronically, to the following at their last known e-mail

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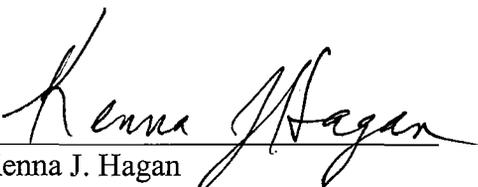
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