

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE)	Docket No. EL 12-061
APPLICATION OF BLACK HILLS)	
POWER, INC., FOR AUTHORITY TO)	BLACK HILLS POWER, INC.'S
INCREASE ITS ELECTRIC RATES)	RESPONSE TO INTERVENTION
)	PETITIONS
)	
)	

Black Hills Power, Inc responds to the recent Intervention Petitions as follows:

1) On January 29, 2013 Wal-Mart Stores, Inc. and Sam's West, Inc. (collectively "Wal-Mart Intervenors") filed a Petition to Intervene in the above-entitled matter. Black Hills Power, Inc. hereby states that it has no objection to the Petition to Intervene filed by Wal-Mart Intervenors.

2) On January 28, 2013 Regency Midwest Ventures Limited Partnership and Deadwood Resort, L.L.C. (collectively "Resort Intervenors") filed a Petition to Intervene in the above-entitled matter. Black Hills Power, Inc. objects to the Petition to Intervene of Resort Intervenors on the basis that in South Dakota, as with the overwhelming majority of jurisdictions, corporations must be represented by a licensed attorney in legal proceedings. *Ladson v. BPM Corp.*, 681 N.W.2d 863 (2004); *Rosebud Fed. Cr. Union v. Mathis Implement*, 515 N.W.2d 241, 244 (S.D.1994) (Miller, C.J. concurring specially)). There is nothing in the Resort Intervenors' Petition indicating that Resort Intervenors are represented by an attorney. If Resort Intervenors had been represented by an attorney, the Resort Intervenors would likely have properly served notice of its Petition to Intervene, which it did not do. Resort Intervenors' failure to serve notice of its petition to

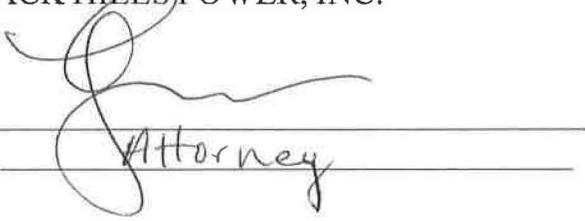
intervene would be the basis for an objection to their Petition to Intervene. In any event, Black Hills Power objects to the intervention of Resort Intervenors on the basis that Resort Intervenors is not represented by an attorney.

Dated this 11th day of February, 2013.

BLACK HILLS POWER, INC.

By: _____

Its: _____

A handwritten signature in cursive script is written over two horizontal lines. The signature is positioned above the 'By:' line and extends across the 'Its:' line. The word 'Attorney' is written in a cursive hand across the 'Its:' line.