

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

In the Matter of the Request for a Declaratory Ruling Regarding the Electric Service Territory Boundary Between Charles Mix Electric Association, Inc. and NorthWestern Corporation, d/b/a/ Northwestern Energy

EL13 – 004

Petitioner's Withdrawal of Motion and Application for Evidential Hearing

COMES NOW the Petitioner in the above-entitled matter, Charles Mix Electric Association, Inc., and upon stipulation, hereby withdraws its "Motion and Application for Evidential Hearing" dated April 4, 2013. The parties have agreed and stipulated that the Exhibits and Affidavits filed with the pleadings of the respective parties in this matter shall be admitted into evidence and made a part of the record before the PUC and that neither party will object to same, or require authentication or evidential foundation as to any such Exhibit or Affidavit.

Dated this 15th day of April, 2013.

/s/ Michael J. Whalen

Michael J. Whalen

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Certificate of Service

The undersigned hereby certifies that on the 15th day of April, 2013, true and correct copies of the Petitioner's Withdrawal of Motion and Application for Evidential Hearing was duly served by electronic service pursuant to ARSD 20:10:01:22.03 and SDCL § 15-6-5(j) upon the following person:

Jonathan M. Oostra
3010 West 69th Street
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Attorney for NorthWestern Corporation, d/b/a NorthWestern Energy

Dated this 15th day of April, 2013.

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