

**STATE OF SOUTH DAKOTA
BEFORE THE
PUBLIC UTILITIES COMMISSION**

In the Matter of the Petition for Electrical Service)
by Dakota Access, LLC to have)
NorthWestern Energy Assigned as its) Docket No. EL15-____
Electric Provider in the Service Area of)
Dakota Energy Cooperative, Inc.)

PETITION FOR ELECTRICAL SERVICE

Comes now Dakota Access, LLC (“Dakota Access”), by and through its Vice President Power Services, Luke Fletcher, and Brett Koenecke and Kara Semmler, its attorneys, and pursuant to SDCL 49-34A-56, respectfully petitions the South Dakota Public Utilities Commission (the “Commission”) as follows:

I. DAKOTA ACCESS AS QUALIFYING CUSTOMER

A. If the Commission approves the Dakota Access Pipeline Project in Docket HP14-002, Dakota Access will operate one pipeline pump station in South Dakota. If approved, the pump station (herein the “Facility”), will be at a site located in the following tract of land in Spink County, South Dakota:

Masat Subdivision Lot 1 in the South Half of the Southwest Quarter of Section Seven, Township One Hundred Fifteen North, Range Sixty-three West of the 5th P.M. (Masat Subdivision Lot 1 in the S ½ SW ¼ 7-115-63)

See Exhibit A.

B. Dakota Access is a new customer, seeking electrical service to a new location, which has developed since March 21, 1975, and such location is within the territorial boundaries of Dakota Energy, an REC, as such boundaries existed on March 21, 1975, all pursuant to SDCL 49-34A-56.

C. Dakota Access is negotiating an Electric Service Agreement with NorthWestern Energy, subject to Commission approval of this Petition, which Dakota Access believes will allow it to receive reliable electrical service at an economic rate and without extensive development of facilities to provide such service. The Electric Service Agreement will have a contracted minimum demand in excess of two thousand kilowatts.

II. REQUESTED ELECTRIC SERVICE PROVIDER

A. Dakota Access desires to receive electrical service from NorthWestern Corporation, doing business as NorthWestern Energy ("NorthWestern Energy"), for all of its electrical needs at the facility.

B. Dakota Access is informed and believes that NorthWestern Energy can furnish electrical service to meet the Facility's needs and consistent with the factors of SDCL 49-34A-56 as follows:

(1) NorthWestern Energy can meet the electrical service requirements of the load to be served;

(2) NorthWestern Energy has an adequate power supply;

(3) Serving the Facility will assist in the development and improvement of the NorthWestern Energy electric system, including economic factors relating thereto;

(4) NorthWestern Energy has adequate facilities in proximity to the Facility from which electric service of the type required may be delivered; See Exhibit B

(5) Dakota Access has a strong preference to be served by NorthWestern Energy;
and

(6) Other pertinent factors related to the furnishing of adequate electric service to fulfill Dakota Access' requirements support the ability of NorthWestern Energy to provide such service.

III. CONCLUSION

Dakota Access, as Petitioner, and as the owner of the proposed Facility, hereby requests a hearing on this Petition as soon as possible to authorize Dakota Access to receive permanent electrical service from NorthWestern Energy.

WHEREFORE, Petitioner Dakota Access requests the Commission, after notice and hearing in this matter, to assign NorthWestern Energy as the supplier of electrical service to the Facility.

Dated this 24th day of April, 2015.

DAKOTA ACCESS, L.L.C.

By: 

Luke Fletcher
Vice President Power Services

Dated this 7 day of May, 2015.

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STATE OF Texas)
COUNTY OF Bexar) SS

On this 24th day of April, 2015, before me, the undersigned Notary Public, personally appeared Luke Fletcher, known to me to be the VP- Power services of Dakota Access, LLC, authorized and licensed to do business in the State of South Dakota; and that he, as VP- Power services with full authority to do so, executed the foregoing Petition for the purposes contained by signing the name of the Corporation by himself as such officer.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Jamie Diane Bynum
Notary Public South Dakota
My Commission Expires: 5-20-2018

