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June 27, 2017

—Via Electronic Filing—

Ms. Patricia Van Gerpen, Executive Director  
South Dakota Public Utilities Commission  
State Capitol Building, 1<sup>st</sup> Floor  
500 East Capitol Avenue  
Pierre, SD 57501-5070

RE: JOINT SERVICE TERRITORY EXCHANGE AGREEMENT – RESCISSION OF  
SERVICE TERRITORY EXCHANGE AGREEMENT  
DOCKET NO. EL17-020

Dear Ms. Van Gerpen:

#### **BACKGROUND**

On May 1, 2017, Xcel Energy and Sioux Valley Southwestern Electric Cooperative, Inc. (“Sioux Valley”) (together “parties”) filed a petition for approval of an executed Service Territory Exchange Agreement (“Agreement”) to resolve an error involving Xcel Energy services provided to customers in Sioux Valley’s service territory.

On May 15, 2017, one of the potentially impacted parties, Ronning Enterprises, Inc. (“Ronning”), a South Dakota land developer, was notified of the parties’ proposal and subsequently filed a Petition for Leave to Intervene to oppose approval of the Agreement.

On May 31, 2017, the parties filed to request the Commission delay action on the petition to allow time to pursue resolution on a different parcel of service territory where Ronning’s properties would not be impacted. On June 2, 2017, Ronning filed a letter agreeing with the request to delay action on the parties’ petition and a delay in considering their Petition to Intervene.

At the Commission’s June 6, 2017 agenda meeting, the Commission deferred the docket until the next Commission meeting, scheduled for June 16, 2017.

As the parties were unable to file an amended agreement to be heard at the June 16, 2017 meeting, Ronning filed a second request to delay action on its Petition to Intervene.

At the June 16, 2017 agenda meeting, the Commission heard brief comments from Xcel Energy concerning the status of the parties' agreement on securing a new agreement for different service territory area and again deferred action on the docket.

### **RESCISSION OF SERVICE TERRITORY EXCHANGE AGREEMENT**

On June 27, 2017 the parties jointly file this mutual request to rescind and cancel the Agreement as filed with the May 1, 2017 petition in docket EL17-020.

The parties are near completion of an amended proposal in which a newly executed Agreement, which does not include any of Ronning's properties, will be filed in the instant docket.

### **CONCLUSION**

Xcel Energy and Sioux Valley Southwestern Electric Cooperative respectfully request that the South Dakota Public Utilities Commission accept into the record the attached Rescission of Agreement.

If there are any questions, please call me at 605-339-8350.

Sincerely,



STEVEN T. KOLBECK  
PRINCIPAL MANAGER

Enclosure

c: Steven W. Sanford