



Dustin Johnson, Chair
Gary Hanson, Vice Chair
Steve Kolbeck, Commissioner

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

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October 18, 2007

Ms. Patricia Van Gerpen
500 E. Capitol
Pierre, SD 57501

Re: NG07-020

Enclosed for filing please find Staff's Motion and Brief in Support of its Motion to Dismiss the above captioned docket.

Sincerely,

Kara Semmler

cc. Susan Stewart

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF INADEQUATE
REASON FOR DISCONNECTION,
FAILURE TO PROVIDE SERVICE AND
TARIFF VIOLATIONS MADE BY
MIDAMERICAN ENERGY

MOTION TO DISMISS

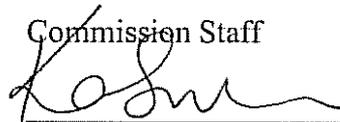
NG07-020

COMMISSION STAFF'S MOTION TO DISMISS

Commission Staff, by and through its attorney, Kara Semmler, respectfully request the Public Utilities Commission of the State of South Dakota dismiss the above captioned docket. Attached hereto and incorporated by reference is a Brief in support of this Motion. Movant respectfully requests the Commission consider the brief, and enter an order dismissing this docket.

Dated this 18th day of October, 2007

Commission Staff



Kara Semmler
500 E. Capitol
Pierre, SD 57501

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

IN THE MATTER OF INADEQUATE REASON FOR DISCONNECTION, FAILURE TO PROVIDE SERVICE AND TARIFF VIOLATIONS MADE BY MIDAMERICAN ENERGY	BRIEF IN SUPPORT OF MOTION TO DISMISS NG07-020
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COMES NOW Commission Staff (herein "Staff"), by and through its attorney, Kara Semmler, in support of its Motion wherein it requested the Public Utilities Commission dismiss the above captioned docket.

ARGUMENT

As the Commission is aware, Staff filed a Motion for an Order to Show Cause late on October 5, 2007. Staff stated its belief MidAmerican could not, according to its tariff, charge the consumer involved for a disconnection of service. MidAmerican now agrees not to charge the consumer for the disconnection. Being as the consumer was reconnected to the utility service at issue and MidAmerican agrees not to hold him liable for the disconnect, Staff requests the Commission dismiss this Docket.

CONCLUSION

The Consumer has been made whole and is no longer potentially liable to MidAmerican for the disconnect. Staff therefore, believes the issues alleged in its Show Cause have been resolved and therefore asks for Dismissal.

Dated this 18th day of October, 2007
Commission Staff



Kara Semmler
500 E. Capitol
Pierre, SD 57501