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Patricia Van Gerpen  
Executive Director  
Public Utilities Commission  
500 East Capitol Avenue  
Pierre, South Dakota 57501

RE: **REQUEST BY MONTANA-DAKOTA UTILITIES CO. FOR A WAIVER**  
Docket PS10-001  
Our file: 0069

Dear Mrs. Van Gerpen:

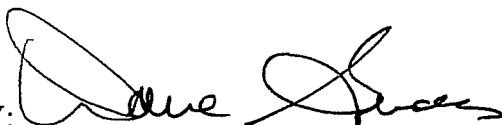
I write this letter as attorney for and on behalf of Montana-Dakota Utilities Co. ("Montana-Dakota") in the above-entitled docket.

Please be advised that Montana-Dakota withdraws the first bullet point in its Request for Waiver as filed with the Commission. It is Montana-Dakota's intention that requalification be governed by 49 C.F.R. § 192.285(c), that is, that persons making a joint within a 12-month period are not required to requalify and are considered to be qualified for the next period. Secondly, Montana-Dakota agrees with the language utilized by Analyst Stacy Splittstoesser in paragraphs 1 and 2 of her written recommendation to the Commission on file in this matter.

As so amended, Montana-Dakota requests that the Commission grant the waiver.

Yours truly,

MAY, ADAM, GERDES & THOMPSON LLP

BY: 

DAG:mw

cc: Kara Semmler (via e-mail)  
Stacy Splittstoesser (via e-mail)  
Scott Bessmer  
Tamie Aberle