

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

IN THE MATTER OF THE PETITION FOR)	
DECLARATORY RULING OF THE SOUTH)	PETITION TO INTERVENE
DAKOTA PUBLIC UTILITIES COMMISSION)	
REGARDING 49 CFR 192.3 1 PSI 1-001)	PS11-001

Montana-Dakota Utilities Petitions the Commission for intervention in the above captioned proceeding. In support of its Petition, Montana-Dakota Utilities states as follow:

1. The Commission has opened a docket to consider making a declaratory ruling regarding the differences between distribution and transmission pipelines. Montana-Dakota Utilities owns and operates distribution pipelines in South Dakota and thus has a direct and substantial interest in the proceedings because the Commission's decision may affect the administration of Montana-Dakota Utilities' assets in South Dakota.

2. The interests of Montana-Dakota Utilities are unique and cannot be fully and adequately represented by the existing parties.

3. Montana-Dakota Utilities desires to intervene so that it may receive documents, submit comments, present testimony, cross examine witnesses and produce evidence to the extent that such actions are required.

4. The deadline to intervene has run. Montana-Dakota Utilities states affirmatively that no parties will be prejudiced by this filing, and that denial would be detrimental to the public interest.

WHEREFORE Montana-Dakota Utilities respectfully requests that the Commission grant this Petition to Intervene and authorize Montana-Dakota Utilities to participate in this proceeding

with full rights as a formal party.

MAY, ADAM, GERDES & THOMPSON LLP

BY: 

BRETT M. KOENECKE

Attorneys for Montana- Dakota Utilities Co.

503 S. Pierre Street

PO Box 160

Pierre, South Dakota 57501-0160

(605) 224-8803

CERTIFICATE OF SERVICE

28th Brett Koenecke of May, Adam, Gerdes & Thompson LLP, hereby certifies that on the day of December, 2011, he mailed by United States mail, first class postage thereon prepaid, a true and correct copy of the foregoing, in the above-captioned action to the following at his last known address, to-wit:

Ms. Patricia Van Gerpen
Executive Director
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
patty.vangerpen@state.sd.us


Mr. Joshua Williams
Staff Analyst
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
joshua.williams@state.sd.us

Ms. Kara Semmler
Staff Attorney
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
kara.semmler@state.sd.us

Ms. Pamela Bonrud
NorthWestern Corporation dba
NorthWestern Energy
3010 West 69th Street
Sioux Falls, SD 57108
Pam.Bonrud@northwestern.com

Mr. Nathan Solem
Staff Analyst
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
nathan.solem@state.sd.us

Ms. Sara Greff Dannen
Corporate Counsel
NorthWestern Corporation dba
NorthWestern Energy
3010 W. 69th St.
Sioux Falls, SD 57108
Sara.Dannen@northwestern.com


Brett Koenecke