

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

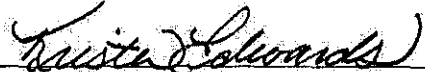
IN THE MATTER OF THE FILING BY)	
COMMISSION PIPELINE SAFETY STAFF FOR)	MOTION TO WITHDRAW
APPROVAL OF A PENALTY FOR A PIPELINE)	COMPLAINT
SAFETY VIOLATION BY MONTANTA-)	
DAKOTA UTILITIES)	PS13-007
)	

COMES NOW, Pipeline Safety Staff ("Staff") of the Public Utilities Commission ("Commission") by and through its undersigned Staff Attorney, Kristen N. Edwards, and hereby files this Motion to Withdraw Complaint.

1. On August 6, 2013, Staff filed a Complaint against Montana-Dakota Utilities ("MDU") requesting approval of recommended penalties for failure to timely conduct a leak survey, in violation of 47 CFR 192.723(b)(1) and 47 CFR 192.723(b)(2).
2. Following further discussion with MDU, Staff has determined that no violation occurred.

WHEREFORE, Staff respectfully requests the Commission Order the Complaint be withdrawn and the docket closed.

Dated this 3rd day of September, 2013.



Kristen N. Edwards
Staff Attorney
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501

CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of September, 2013, a copy of **Motion to Withdraw**

Complaint was served on the following:

Mr. Brett Koenecke
Attorney for Montana-Dakota Utilities Co.
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Ms. Tamie Aberle
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Kristen N. Edwards