

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER DISMISSING
BY TODD CHEEVER ON BEHALF OF)	COMPLAINT AND CLOSING
MINNEHAHA COUNTY REGIONAL JUVENILE)	DOCKET
DETENTION CENTER, SIOUX FALLS, SOUTH)	
DAKOTA, AGAINST XCEL ENERGY)	CE02-003
REGARDING DISRUPTION OF SERVICE)	
CAUSING DAMAGE TO EQUIPMENT)	

On October 11, 2002, the Public Utilities Commission (Commission) received a complaint filed by Todd Cheever on behalf of Minnehaha County Regional Juvenile Detention Center, Sioux Falls, South Dakota (Complainant), against Xcel Energy (Xcel) regarding disruption of service causing damage to equipment.

On October 17, 2002, the complaint was faxed to Xcel. Pursuant to ARSD 20:10:01:09, Xcel was notified that it must satisfy the complaint or file an answer in writing with the Commission by November 6, 2002. On November 6, 2002, the Commission received an answer from Xcel. On November 18, 2002, Complainant requested that the matter be dismissed.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-34A.

On December 19, 2002, at a regularly scheduled meeting, the Commission considered this matter. Upon recommendation of Commission Staff, the Commission voted to dismiss the complaint and close the docket. It is therefore

ORDERED, that the complaint shall be dismissed and the docket closed.

Dated at Pierre, South Dakota, this 3rd day of January, 2003.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u><i>Nelvine Kalbo</i></u>
Date: <u><i>1/6/03</i></u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Robert K. Sahr
ROBERT K. SAHR, Commissioner