

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

<b>IN THE MATTER OF THE PETITION OF )</b>	<b>SCHEDULING ORDER</b>
<b>MONTANA-DAKOTA UTILITIES CO. FOR )</b>	
<b>APPROVAL TO PROVIDE ELECTRICAL )</b>	<b>EL06-011</b>
<b>SERVICE FOR THE NEW NORTH CENTRAL )</b>	
<b>FARMERS ELEVATOR TO BE LOCATED )</b>	
<b>NEAR BOWDLE, SOUTH DAKOTA )</b>	

On April 12, 2006, the Commission received a petition from Montana-Dakota Utilities Co, (MDU) for the right to provide electrical service to a new grain handling/multi-unit train loading facility to be operated by North Central Farmers Elevator (North Central) near Bowdle, South Dakota. The petition requests that the Public Utilities Commission assign MDU as the supplier of electrical service to the North Central facility. The proposed North Central facility will be located in the Southwest Quarter of Section 20, Township 123 North, Range 73 West, Edmunds County, South Dakota, approximately one mile west of Bowdle, South Dakota, on the north side of Highway 12. The site of the facility is within the assigned service area of FEM Electric Association, Inc. (FEM). MDU's petition states that the proposed North Central facility will require electrical service of substantially more than a contracted minimum demand of 2,000 kilowatts and that MDU is best suited to provide such electrical service. On April 14, 2006, the Commission electronically transmitted notice of the filing and the intervention deadline of April 27, 2006, to interested individuals and entities. On May 1, 2006, the Commission received Petitions to Intervene from North Central and FEM. On May 15, 2006, the Commission received a Petition to Intervene from South Dakota Rural Electric Association (SDREA). At a regularly scheduled meeting of May 23, 2006, the Commission voted unanimously to grant the interventions, and on June 5, 2006, the Commission issued an Order Granting Intervention to North Central, FEM and SDREA.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-34A and ARSD 20:10:01:15.05.

On June 5, 2006, Commission Counsel held a pre-hearing scheduling teleconference with counsel for MDU, North Central, FEM, SDREA and Staff participating. The parties agreed to the following procedural schedule (all dates 2006):

- |            |   |
|------------|---|
| June 21    | Intervenors' and/or Staff's Motion(s) to Dismiss, Motion(s) for Summary Judgment or similar potentially dispositive motions |
| July 17    | MDU's Response(s) to Motion(s)  |
| August 3   | Movant(s)' Rebuttal(s) to MDU's Response(s)   |
| August 8   | Hearing on Motion(s), Rm. 412, Capitol Bldg., Pierre, SD, 9:30 am, telephonic participation permitted                       |
| October 26 | Evidentiary Hearing, Rm. 412, Capitol Bldg., Pierre, SD, 9:30 am, with parties to arrive at 9:00 am for marking of exhibits |

It is therefore

ORDERED, that the procedural schedule set forth above is established and shall be followed by the parties, and all above-described documents shall be filed and served on or before the above dates unless an order modifying this schedule is approved by the Commission.

Dated at Pierre, South Dakota, this 9<sup>th</sup> day of June, 2006.

<b>CERTIFICATE OF SERVICE</b>	
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>Helaine Kolbo</i></u>
Date:	<u>6/9/06</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

*Robert K. Sahr*  
ROBERT K. SAHR, Chairman

*Dustin M. Johnson*  
DUSTIN M. JOHNSON, Commissioner *dk*

*Gary Hanson*  
GARY HANSON, Commissioner