

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

**IN THE MATTER OF TSP SIOUX FALLS, LLC)
PROVIDING NOTICE AND ASKING FOR)
DETERMINATION OF METERING)
REQUIREMENTS FOR CERTAIN BUILDING)
RENOVATIONS)**

**ORDER DETERMINING
EXEMPTION

EL10-013**

On September 22, 2010, TSP Sioux Falls, LLC (TSP) filed notice with the Public Utilities Commission (Commission) and made a request for determination of the metering requirements for a planned renovation of an office building at 1112 West Avenue North in Sioux Falls, South Dakota. On September 27, 2010, the Commission received a letter from Staff recommending approving a determination that the electric systems fall under the exemption contained in ARSD 20:10:26:04(06) regarding individual metering requirements and asking the Commission to consider opening a rule making docket.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A-4, and 49-34A-27 and ARSD 20:10:26:04.

At its regularly scheduled meeting on September 28, 2010, the Commission considered this matter. Commission Staff recommended approving a finding of exemption to the individual metering requirements of the electric utility systems of the building. The Commission unanimously voted to approve a determination of exemption for TSP from individual metering requirements for its electric service systems. It is therefore

ORDERED, that a determination of exemption under ARSD 20:10:26:04(06) is approved for TSP regarding individual metering requirements of the electric service systems for a planned renovation of an office building located at 1112 West Avenue North in Sioux Falls, SD.

Dated at Pierre, South Dakota, this 29th day of September, 2010.

<p>CERTIFICATE OF SERVICE</p> <p>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, electronically.</p> <p>By: <u>[Signature]</u></p> <p>Date: <u>09/29/10</u></p> <p align="center">(OFFICIAL SEAL)</p>

BY ORDER OF THE COMMISSION:

[Signature: Dustin M. Johnson]
DUSTIN M. JOHNSON, Chairman

[Signature: Steve Kolbeck]
STEVE KOLBECK, Commissioner

[Signature: Gary Hanson]
GARY HANSON, Commissioner