

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

**IN THE MATTER OF BLACK HILLS POWER, INC.)
DBA BLACK HILLS ENERGY'S APPLICATION)
FOR ADJUSTMENT IN ITS COGENERATION AND)
SMALL POWER PRODUCTION SERVICE)
SIMULTANEOUS NET BILLING GENERATION)
CREDIT RATE(S))**

**ORDER GRANTING
INTERVENTION AND
90-DAY EXTENSION**

EL16-042

On December 30, 2016, the South Dakota Public Utilities Commission (Commission) received an application from Black Hills Power, Inc. dba Black Hills Energy (BHE) for approval of an adjustment to its Cogeneration and Small Power Production Service Simultaneous Net Billing Generation Credit Rate(s). This filing updates this generation credit rate based on BHE's current avoided costs. BHE requests an effective date of March 1, 2017.

On January 5, 2017, the Commission electronically transmitted notice of the filing and the intervention deadline of January 20, 2017, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. On February 13, 2017, Richard A. Bell, PE, CEM filed a Petition to Intervene and requested a 90-day extension on the effective date of this matter.

The Commission has jurisdiction of this matter pursuant to SDCL Chapters 1-26 and 49-34A, specifically 49-34A-13.1 and 49-34A-14, and ARSD 20:10:01:15.02 through 20:10:01:15.05.

At its regularly scheduled meeting on February 28, 2017, the Commission considered the petition for intervention and 90-day extension. BHE stated that it did not object to granting the petition to intervene or the 90-day extension. Finding that the petition demonstrated good cause to grant intervention and the 90-day extension, the Commission voted unanimously to grant intervention and the 90-day extension to Richard A. Bell. It is therefore

ORDERED, that Richard A. Bell's Petition to Intervene is hereby granted. It is further

ORDERED, that Richard A. Bell's request for a 90-day extension to BHE's requested effective date is hereby granted.

Dated at Pierre, South Dakota, this 7th day of March, 2017.

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, electronically or by mail.
By: <u>Karen E. Croner</u>
Date: <u>03/07/2017</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Kristie Fiegen
KRISTIE FIEGEN, Chairperson

Gary Hanson
GARY HANSON, Commissioner

Chris Nelson
CHRIS NELSON, Commissioner