BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE APPLICATION OF WHEETCO, INC. FOR A GRAIN DEALER LICENSE AND SETTING THE AMOUNT OF APPLICANT'S BOND	))))	**ORDER FOR AND NOTICE OF HEARING** **GD00-001**

On June 30, 2000, the Public Utilities Commission (Commission) received a Grain Dealer Application from Wheetco, Inc. (Applicant), Groton, South Dakota. The Applicant is requesting a grain dealer's license. The Applicant is a corporation. In a letter dated June 13, 2000, the Applicant requested a hearing.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-45, specifically 49-45-1, 49-45-1.1, 49-45-3, 49-45-6, 49-45-7, 49-45-8 and 49-45-9. A hearing shall be held on the application at 10:00 A.M., on Friday, July 7, 2000, in Room 412 of the State Capitol, Pierre, South Dakota.

The issue at the hearing is whether the Commission shall grant or deny the Applicant a grain dealer's license and, if granted, determine the amount of the Applicant's bond and any other requirements or restrictions.

The hearing is an adversarial proceeding conducted pursuant to SDCL Chapter 1-26. All parties have the right to attend and represent themselves or be represented by an attorney. However, such rights and other due process rights shall be forfeited if not exercised at the hearing. If you or your representative fail to appear at the time and place set for the hearing, the Final Decision will be based solely on the testimony and evidence, if any, presented during the hearing or a Final Decision may be issued by default pursuant to SDCL 1-26-20.

The Commission, after examining the evidence and hearing testimony presented by the parties, shall make Findings of Fact, Conclusions of Law, and a Final Decision. As a result of the hearing, the Commission may either grant or deny the Application for a grain dealer's license and if the license is granted, determine the amount of the Applicant's bond and any other requirements or restrictions. The Final Decision made by the Commission may be appealed by the parties to the state Circuit Court and the state Supreme Court as provided by law.

It is therefore

ORDERED, that a hearing shall be held on the Applicant's request for a grain dealer's license at 10:00 A.M., on Friday, July 7, 2000, in Room 412 of the State Capitol, Pierre, South Dakota.

Pursuant to the Americans with Disabilities Act, this hearing is being held in a physically accessible location. Please contact the Public Utilities Commission at 1-800-332-1782 at least 48 hours prior to the hearing if you have special needs so arrangements can be made to accommodate you.

Dated at Pierre, South Dakota, this 3rd day of July, 2000.

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: Delaine Kolbo

Date: 7/3/00

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg

JAMES A. BURG, Chairman

Pam Nelson

PAM NELSON, Commissioner

Laska Schoenfelder

LASKA SCHOENFELDER, Commissioner