

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

IN THE MATTER OF THE FILING BY THE) COMMISSION ACTING PIPELINE SAFETY) PROGRAM MANAGER REGARDING SOUTH) DAKOTA INTRASTATE PIPELINE COMPANY) COMPLIANCE ISSUES))))))	ORDER ASSESSING FINE PS09-004
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On August 12, 2009, the Public Utilities Commission (Commission) received a request from Commission Staff (Staff) recommending that a penalty be assessed and a compliance order issued to South Dakota Intrastate Pipeline (SDIP) for non-compliance in regards to correction of a 2008 pipeline safety inspection item.

On August 13, 2009, the Commission electronically transmitted notice of the filing and the intervention deadline of September 4, 2009, to interested individuals and entities. No petitions to intervene or comments were filed. On September 15, 2009, the Commission received a letter from SDIP requesting that no fine be assessed.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-34B.

At its regularly scheduled meeting of September 22, 2009, the Commission considered this matter. Staff recommended assessing a fine of \$50.00 for non-compliance. The Commission voted unanimously to assess SDIP a \$50.00 fine for non-compliance.

It is therefore

ORDERED, that SDIP be assessed a \$50.00 fine for non-compliance.

Dated at Pierre, South Dakota, this 6th day of October, 2009.

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.
By: <u><i>Alaina Kolbe</i></u>
Date: <u>10/6/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin Johnson
DUSTIN M. JOHNSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner