

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

IN THE MATTER OF THE PETITION OF)
COMMISSION PIPELINE SAFETY PROGRAM)
MANAGER FOR A DECLARATORY RULING)
REGARDING WHETHER THE CROOKS)
MUNICIPAL UTILITIES GAS LINE SHOULD)
BE CLASSIFIED AS A TRANSMISSION OR)
DISTRIBUTION LINE FOR PIPELINE SAFETY)
PURPOSES)

**ORDER GRANTING
INTERVENTION; ORDER
GRANTING REQUEST FOR
EXTENSION**

PS09-005

On October 9, 2009, the Commission Pipeline Safety Program Manager filed a petition for a declaratory ruling from the Commission. Specifically, PUC Staff questions whether a line owned and operated by the City of Crooks is properly classified as a transmission line, or whether it should be re-classified as a distribution line.

On October 15, 2009, the Commission electronically transmitted notice of the filing to interested individuals and entities. On October 21, 2009, the Commission received a Petition to Intervene from the City of Garretson (Garretson). On November 5, 2009, the Commission received a Request for Extension from Staff. On November 6, 2009, the Commission received a Petition to Intervene of the City of Crooks.

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

At its regularly scheduled meeting of November 10, 2009, the Commission considered the Petitions to Intervene and the Request for Extension. The Commission found that the Petitions to Intervene demonstrated good cause to grant intervention. The Commission voted unanimously to grant the Request for Extension and the Petitions to Intervene. It is therefore

ORDERED, that the Petitions to Intervene of Garretson and Crooks are hereby granted. It is further

ORDERED, that the Request for Extension is hereby granted.

Dated at Pierre, South Dakota, this 19th day of November, 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>Demaris Akhelum</u>
Date: <u>11/19/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman *DA*

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner