

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

**IN THE MATTER OF THE COMPLAINT BY)
PIPELINE SAFETY STAFF AGAINST SOUTH)
DAKOTA NATURAL GAS COMPANY FOR)
VIOLATIONS OF 49- CFR 192)
)**

**ORDER DISMISSING
COMPLAINT AND CLOSING
DOCKET

PS10-003**

On September 2, 2010, the Public Utilities Commission (Commission) received a complaint from Pipeline Safety Staff (Staff) against South Dakota Natural Gas Company (Company) for violations of 49-CFR 192. Staff identified a compliance issue on or about August 4, 2009. Although the Company agreed to a resolution of said issue, it had not completed the necessary actions as of September 2, 2010, when the complaint was filed. Staff requested the Commission issue an Order of Compliance, with all necessary work to be completed no later than September 30, 2010.

On September 9, 2010, the Commission electronically transmitted notice of the filing to interested individuals and entities. No parties intervened. On Sept 28, 2010, the Commission was notified by Staff the Company was close to achieving compliance and asked no action be taken until the October 12, 2010, Commission Meeting.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-34B.

At its October 12, 2010, meeting, the Commission considered this matter. Commission Staff recommended dismissing the petition and closing the docket. The Commission voted unanimously to dismiss the petition and close the docket. It is therefore

ORDERED that the complaint is dismissed and the docket is closed.

Dated at Pierre, South Dakota, this 18th day of October, 2010.

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>[Signature]</u>
Date: <u>10/18/10</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

[Signature]

DUSTIN M. JOHNSON, Chairman

[Signature]

STEVE KOLBECK, Commissioner

[Signature]

GARY HANSON, Commissioner