

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

**IN THE MATTER OF THE PETITION FOR )  
ELECTRICAL SERVICE BY DAKOTA PLAINS AG )  
CENTER, LLC TO HAVE NORTHWESTERN )  
ENERGY ASSIGNED AS ITS ELECTRIC )  
PROVIDER IN THE SERVICE AREA OF BON )  
HOMME YANKTON ELECTRIC ASSOCIATION, )  
INC. )**

**ORDER DISMISSING AND  
CLOSING DOCKET**

**EL16-013**

On April 1, 2016, the South Dakota Public Utilities Commission (Commission) received a petition from Dakota Plains Ag Center, LLC (Dakota Plains) for a service territory exception pursuant to SDCL 49-34A-56. Dakota Plains requests authorization to take electric service from NorthWestern Corporation dba NorthWestern Energy (NorthWestern). Dakota Plains states it would be a new customer within the territory of Bon Homme Yankton Electric Association, Inc. (B-Y Electric).

On April 7, 2016, the Commission electronically transmitted notice of the filing and the intervention deadline of April 22, 2016, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. Intervention was granted to NorthWestern, B-Y Electric, and South Dakota Rural Electric Association (SDREA).

On July 25, 2016, the Dakota Plains, NorthWestern, B-Y Electric, SDREA, and Commission staff executed and filed a Stipulation to Dismiss requesting that this docket be dismissed.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-34A, specifically 49-34A-56, and ARSD 20:10:02.04.

At its regularly scheduled meeting on August 2, 2016, the Commission considered this matter. Finding that all parties were in agreement that this matter may be dismissed and the docket closed, the Commission voted unanimously to dismiss and close the docket. It is therefore

ORDERED, that this matter is dismissed and the docket shall be closed.

Dated at Pierre, South Dakota, this 11<sup>th</sup> day of August, 2016:

<b>CERTIFICATE OF SERVICE</b>
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. Ormer</u>
Date: <u>8/11/16</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Chairman

Kristie Fiegen

KRISTIE FIEGEN, Commissioner

Gary Hanson

GARY HANSON, Commissioner