

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

IN THE MATTER OF THE FILING BY MONTANA-) DAKOTA UTILITIES CO. FOR APPROVAL OF A) WAIVER OF 49 CFR SECTIONS 192.285(A)(2) AND) 192.285(C).)	ORDER GRANTING REQUEST FOR REMOVAL OF WAIVER PS10-001
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On March 23, 2010, the South Dakota Public Utilities Commission (Commission) received a request for a waiver of 49 C.F.R. Section 192.285(a) (2) and 192.285(c) from Montana-Dakota Utilities Co. (MDU). On March 25, 2010, the Commission electronically transmitted notice of the filing and the intervention deadline of April 12, 2010, to interested individuals on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed. On April 30, 2010, the Commission issued an Order Granting Waiver. On August 9, 2017, MDU filed a letter requesting removal of the previously granted waiver stating the waiver is no longer necessary and is void by irrelevance due to a change in Pipeline Safety Regulations effective October 1, 2015. On August 10, 2017, the Commission electronically transmitted notice of the filing and the intervention deadline of August 25, 2017, to interested individuals on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed.

The Commission has jurisdiction in this matter pursuant to SDCL 49-34B, specifically, SDCL 49-34B-24. At its regularly scheduled meeting on August 29, 2017, the Commission considered MDU's request to remove the waiver. The Commission voted unanimously to grant the request. It is therefore

ORDERED, that MDU's request for removal of the waiver of 49 C.F.R. Section 192.285(a)(2) and 192.285(c) granted on April 30, 2010, is hereby granted.

Dated at Pierre, South Dakota, this 1st day of September, 2017.

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 or by mail.
By: <u>Karen E. Bremer</u>
Date: <u>09/01/17</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

<u>Kristie Fiegen</u> KRISTIE FIEGEN, Chairperson
<u>Gary Hanson</u> GARY HANSON, Commissioner
<u>Chris Nelson</u> CHRIS NELSON, Commissioner