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South Dakota Public Utilities Commission Meeting

September 24, 2015, at 8:30 a.m. CDT

Room 414, Capitol Building, Pierre and FADM 145 University Center, 4801 N Career Ave.,
Sioux Falls, South Dakota

NOTE: If you wish to join this meeting by conference call, please contact the Commission at 605-773-3201 by 1:00 p.m. CDT on Wednesday, September 23, 2015. Lines are limited and are given out on a first come, first served basis, subject to possible reassignment to accommodate persons who must appear in a proceeding. Ultimately, if you wish to participate in the Commission Meeting and a line is not available, you may have to appear in person.

NOTE: To listen to the Commission Meeting live please go to the PUC's website www.puc.sd.gov and click on the LIVE link on the home page. The Commission requests persons who will only be listening to proceedings and not actively appearing in a case listen via the web cast to free phone lines for those who have to appear. The Commission meetings are archived on the PUC's website under the Commission Actions tab, Click on "Commission Meeting Archives," to access the recordings.

NOTE: Notice is further given to persons with disabilities that this Commission meeting is being held in a physically accessible place. If you have special needs, please notify the Commission and we will make all necessary arrangements.

AGENDA OF AD HOC COMMISSION MEETING

Hydrocarbon Pipeline

1. HP14-002 In the Matter of the Application of Dakota Access, LLC for an Energy Facility Permit to Construct the Dakota Access Pipeline (Staff Analysts: Brian Rounds, Darren Kearney; Staff Attorneys: Kristen Edwards, Karen Cremer)

On December 15, 2014, Dakota Access, LLC (Company) filed a siting permit application pursuant to SDCL 49-41B-4 to construct the South Dakota portion of the proposed Dakota Access Pipeline (Pipeline). The Pipeline will begin in North Dakota and terminate in Patoka, Illinois, traversing 13 counties in South Dakota. The proposed 12- to 30-inch diameter pipeline will have an initial capacity of 450,000 barrels of oil per day with a total potential of up to 570,000 barrels per day. The proposed route will enter South Dakota in Campbell County at the North Dakota/South Dakota border and will extend in a southeasterly direction, exiting the state at the South Dakota/Iowa border in Lincoln County. The length of the Pipeline through South Dakota is approximately 272.3 miles. The Pipeline also includes one pump station in South Dakota, located in Spink County. On December 23, 2014, Dakota Access filed a revised Application and revised Exhibits A and C. The Commission has granted party status to several parties. On September 16, 2015, the Commission received a Motion to Allow Telephonic Testimony from attorney Glenn J. Boomsma, representing several intervenors. The Motion to Allow Telephonic Testimony seeks approval to take testimony via telephone at the evidentiary hearing for nine intervenors.

TODAY, shall the Commission grant the Motion to Allow Telephonic Testimony? AND, shall the Commission grant a time certain for testimony to any party that may have requested a certain time at the evidentiary hearing?

Pipeline Safety

1. PS15-001 In the Matter of the Filing by Commission Pipeline Safety Staff for Approval of a Penalty for a Pipeline Safety Violation by Humboldt Municipal Gas Utilities (Pipeline Safety Inspectors: Mary Zanter, Boice Hillmer; Staff Attorney: Kristen Edwards)

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On August 13, 2015, Staff filed a Complaint alleging violations discovered during a March 2015 inspection of Humboldt Municipal Gas Utilities (Humboldt). In the Complaint, Staff sought penalties for the violations. The deadline to answer the Complaint was September 2, 2015. Humboldt did not file an answer to the Complaint. This matter came before the Commission on September 15, 2015. The Commission deferred the docket at that time as no members of the Humboldt Gas Board were available to answer questions. The Commission decided it would hold an ad hoc meeting or place this docket on its next regularly scheduled meeting. The Commission requested that the members of the Humboldt Gas Board, the members of the Humboldt Town Board, and the affected employees attend this meeting.

TODAY, how shall the Commission proceed?

/s/Cindy Kemnitz

Cindy Kemnitz

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September 18, 2015