

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

**IN THE MATTER OF THE PETITION OF )  
NORTHWESTERN PUBLIC SERVICE )  
COMPANY FOR A DECLARATORY RULING )  
REGARDING ELECTRIC SERVICE TO HUB )  
CITY, INC., ABERDEEN, SOUTH DAKOTA. )**

**ORDER FOR AND NOTICE  
OF AMENDED PROCEDURAL  
SCHEDULE**

**EL 94-015**

On May 23, 1994, Northwestern Public Service (NWPS) filed with the Public Utilities Commission (Commission) a Petition for Declaratory Ruling. In the Petition, NWPS requests that the Commission "allow Hub City to terminate its electric agreement with Northern Electric Cooperative (NEC) in order that NWPS service the whole Hub City plant." On May 26, 1994, NEC filed a Motion to Intervene.

At its regularly scheduled June 2, 1994, meeting the Commission granted intervention to NEC and on August 5, 1994, a Stipulation of Facts, signed by all the parties was received by the Commission. The Commission issued its Order For and Notice of Procedural Schedule on August 22, 1994. Pursuant to the procedural schedule, NWPS and NEC filed initial briefs by September 2, 1994.

After coordinating with NWPS and NEC, Commission Staff (Staff) requested that the remainder of the procedural schedule be amended to allow more time for the filing of reply briefs and for Staff to file a brief or comment and recommendation. Both parties concurred in Staff's request. It is therefore

ORDERED, that the remaining procedural schedule in this matter shall be as follows:

Both parties may file simultaneous reply briefs and Staff may file a brief or comment and recommendation to be received by the Commission not later than Friday, September 23, 1994;

The Commission shall make a final decision in this matter at a Commission meeting to be held on Tuesday, September 27, 1994, in the Commission's conference room at the State Capitol, Pierre, South Dakota; and it is

FURTHER ORDERED, that in all other particulars the Commission's Order For and Notice of Procedural Schedule dated August 22, 1994, shall remain in full force and effect.

<p>CERTIFICATE OF SERVICE</p> <p>The undersigned hereby certifies that this document has been served today upon an authorized representative of all telecommunications companies registered in the State of South Dakota as of this date, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.</p> <p>By: <u>Lisa Forest</u></p> <p>Date: <u>September 15, 1994</u></p> <p style="text-align: center;">(OFFICIAL SEAL)</p>
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Dated at Pierre, South Dakota,  
this 15<sup>th</sup> day of September, 1994.

BY ORDER OF THE COMMISSION:  
Commissioners Schoenfelder,  
Stofferahn, and Burg

Marshall Damgaard  
MARSHALL DAMGAARD  
Executive Director