

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE FILING BY )  
MIDAMERICAN ENERGY COMPANY ) EL09-012  
RELATED TO THE REQUIREMENT )  
TO SUBMIT ANNUAL FILINGS )

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MidAmerican Energy Company (“MidAmerican”) comes before the South Dakota Public Utilities Commission with a request to modify the order entered in EL09-012, dated August 4, 2009. The Commission’s order approved a requested tariff modification and ordered the following:

(i) that the proposed changes in the fuel adjustment clause are effective on and after August 1, 2009, and that the company credit the fuel adjustment clause with amounts already reflected in prior monthly fuel adjustment clause filings and recovered from customers; (ii) that MidAmerican shall submit an annual report as outlined on pages five and six of the filing and also include a cost/benefit analysis; (iii) that MidAmerican shall follow its Risk Management Policy; and (iv) that the Commission retains the ability to terminate MidAmerican's authority to pass through costs associated with the filing at any time provided it gives MidAmerican at least a three month notice.

MidAmerican has been timely filing the annual reports as required by subsection (ii) of this commission’s order. MidAmerican has not engaged in hedging of oil since 2013 and has filed reports indicating it has no open heating oil hedge positions for the past ten years.

To save resources of both MidAmerican and the Commission, MidAmerican seeks a modification of Order EL09-012 such that the requirement (ii) of filing an annual report is eliminated. If MidAmerican hedges oil in the future, such action would be reported as part of the quarterly Energy Cost Adjustment (“ECA”) per

docket EL13-027. Elimination of this report will not deprive the Commission of information; rather, it will save time for MidAmerican and Commission staff who must receive and review the annual filings which no longer provide unique useful information. It is within the discretion of the Commission to amend or modify orders with continuing obligations. 73B Corpus Juris Secundum Public Utilities § 237.

WHEREFORE, MidAmerican respectfully requests the Commission amend its order in EL09-012 such that the requirement (ii) of filing an annual report is eliminated.

/s/ Gretchen Kraemer-----  
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