

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

IN THE MATTER OF THE COMPLAINT BY)	
PRELUDE, L.L.C. AGAINST BASIN)	
ELECTRIC POWER COOPERATIVE, BUTTE)	EL14-042
ELECTRIC COOPERATIVE, INC., GRAND)	
ELECTRIC COOPERATIVE, INC., MOREAU-)	
GRAND ELECTRIC COOPERATIVE, INC.,)	PETITION TO INTERVENE
ROSEBUD ELECTRIC COOPERATIVE, INC.,)	
AND RUSHMORE ELECTRIC POWER)	
COOPERATIVE, INC. FOR REFUSING TO)	
ENTER INTO QUALIFIED FACILITIES)	
PURCHASE POWER AGREEMENTS)	

COMES NOW the South Dakota Rural Electric Association (“SDREA”), by and through its attorneys and pursuant to ARSD 20:10:01:15.02, moves the Commission for leave to intervene in the above captioned docket for the following reasons:

1. SDREA is an organization comprised of member electric distribution and generation/transmission cooperatives located primarily in South Dakota. SDREA is devoted to the protection of the interests of its member electric cooperatives and their customers.

2. Prelude, LLC, has filed a Complaint with the Commission requesting resolution of several disputes with Basin Electric Power Cooperative (“Basin”), Butte Electric Cooperative, Grand Electric Cooperative, Inc., Moreau-Grand Electric Cooperative, Inc., Rosebud Electric Cooperative Inc., and Rushmore Electric Power Cooperative, Inc., all of whom are members of SDREA.

3. In its Complaint, Prelude requests this Commission to determine the avoided costs Respondents must offer the Prelude wind farms. Prelude’s request, however, is premised upon the assumption that Respondents avoided costs is regulated by the Federal Energy Regulatory Commission (“FERC”) or by this Commission, and thus the Public Utility Regulatory Policies Act of 1978 (“PURPA”) regulations govern establishment of avoided costs of Respondents.

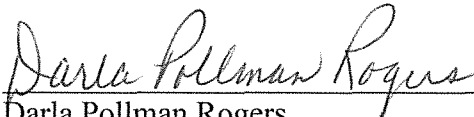
4. As rural electric cooperatives, Respondents rates for the transmission and sale of electric energy and avoided costs under PURPA are not regulated by this Commission. Therefore, SDREA agrees with the position stated by Respondents in the Motion to Dismiss and supported by Staff that Prelude's claims arising under PURPA do not fall under the jurisdiction of this Commission.

5. An adverse ruling in this docket would have adverse and far-reaching effects on all of SDREA's members, including but not limited to the Respondents named in this docket.

6. SDREA respectfully requests the Commission to exercise its discretion to grant this late-filed Petition, because granting the intervention at this early stage of the proceedings will not prejudice the rights of the other parties to this proceeding, and denial of this petition would be detrimental to the interests of all of SDREA's members.

WHEREFORE, SDREA requests that the Commission grant intervention to SDREA.

Dated this 13th day of June, 2014.



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