

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

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**IN THE MATTER OF THE PETITION  
FOR ELECTRICAL SERVICE BY  
DAKOTA PLAINS AG CENTER, LLC  
TO HAVE NORTHWESTERN  
ENERGY ASSIGNED AS ITS  
ELECTRIC PROVIDER IN THE  
SERVICE AREA OF BON HOMME  
YANKTON ELECTRIC  
ASSOCIATION, INC.**

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**STIPULATION AND AGREEMENT TO  
CONTINUE AND TO AMEND  
PROCEDURAL SCHEDULE**

**EL16-013**

On May 31, 2016, Bon Homme Yankton Electric Association, Inc. (B-Y) filed a Motion for Continuance Pending Completion of Discovery Pursuant to SDCL 15-6-56(f) (Motion to Continue). The parties are in agreement that a continuance is appropriate. The parties hereby stipulate and agree as follows:

1. The Motion to Continue should be granted.
2. The evidentiary hearing, currently scheduled for June 20, 2016, should be continued to July 13, 2016.
3. The Motion to Compel filed by B-Y may go forward as scheduled, at the discretion of the Commission. The parties will file responses by June 3, 2016.
4. The Motion to Quash Subpoena Duces Tecum filed by Dakota Plains Ag Center, LLC (Dakota Plains) may go forward as scheduled, at the discretion of the Commission. The parties will file responses by June 3, 2016.
5. All other pending motions, including the motions to dismiss or motions for summary judgment, may be heard either on July 5, 2016, during the Commission's regularly scheduled meeting, or at a future Commission meeting.
6. The parties will file responses to the motions for summary judgment by June 24, 2016. Replies to responses will not be filed, but will be reserved for oral argument.
7. The parties agree to waive the formal Notice of Hearing, as these items have already been publicly noticed in the Commission's agenda.
8. Because the length of time to prepare for the evidentiary hearing has been extended, the parties agree that discovery may be served until June 10, 2016.

WHEREFORE, the parties request the Commission grant the Motion to Continue and amend the procedural schedule as discussed above.

Dated this 2<sup>nd</sup> day June, 2016.

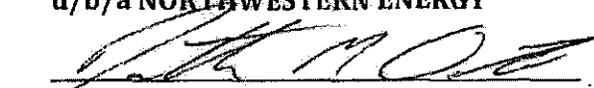


Kristen N. Edwards  
Attorney for Staff  
South Dakota Public Utilities Commission  
500 East Capitol Avenue  
Pierre, SD 57501

WHEREFORE, the parties request the Commission grant the Motion to Continue and amend the procedural schedule as discussed above.

Dated this 2<sup>nd</sup> day of June, 2016.

**NORTHWESTERN CORPORATION,  
d/b/a NORTHWESTERN ENERGY**



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Al Brogan

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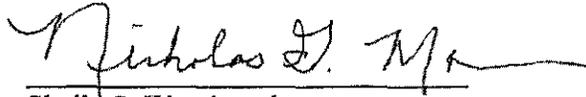
jon.oostra@northwestern.com

Attorneys for NorthWestern Corporation

d/b/a NorthWestern Energy

WHEREFORE, the parties request the Commission grant the Motion to Continue and amend the procedural schedule as discussed above.

Dated this 2<sup>nd</sup> day of June, 2016.



Sheila S. Woodward

Nicholas G. Moser

Johnson, Miner, Marlow, Woodward & Huff, Prof. LLC

Attorneys for Bon Homme Yankton Electric Association, Inc.

WHEREFORE, the parties request the Commission grant the Motion to Continue and amend the procedural schedule as discussed above.

Dated this 2<sup>nd</sup> day of June, 2016.

MAY, ADAM, GERDES & THOMPSON, LLP

BY:



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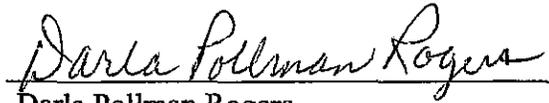
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WHEREFORE, the parties request the Commission grant the Motion to Continue and amend the procedural schedule as discussed above.

Dated this 2<sup>nd</sup> day of June, 2016.



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