

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

IN THE MATTER OF THE PETITION OF)	ORDER GRANTING MOTION
SWEETMAN CONST. CO. DBA KNIFE)	FOR A PROCEDURAL
RIVER, TO HAVE XCEL ENERGY)	SCHEDULE
ASSIGNED AS ITS ELECTRIC PROVIDER IN)	
THE SERVICE AREA OF SIOUX VALLEY)	EL25-032
ELECTRIC)	

On September 12, 2025, the South Dakota Public Utilities Commission (Commission) received a Petition by Sweetman Const. Co. dba Knife River (Knife River) to have Xcel Energy (Xcel), assigned as its Electric Provider in the Service Area of Sioux Valley Electric (Sioux Valley). The Petition asks the Commission for an order pursuant to SDCL 49-34A-56 that allows Knife River to take electric service from Xcel, for its proposed rock crushing plant to be located at 25944 482nd Ave., Brandon, South Dakota. The location is currently within the assigned service area of Sioux Valley. Pursuant to SDCL 49-34A-56, new customers at new locations that develop after March 21, 1975, and who require electric service with a contracted minimum demand of two thousand kilowatts or more, are not obligated to take electric service from the electric utility having the assigned service area where the customer is located if the Commission so determines, after consideration of certain factors set forth in statute.

On September 18, 2025, the Commission electronically transmitted notice of the filing and the intervention deadline of October 3, 2025, to interested individuals and entities on the Commission's PUC Weekly Filing electronic listserv. On October 27, 2025, Sioux Valley-Southwestern Electric Cooperative, Inc., East River Electric Power Cooperative, Inc., Basin Electric Power Cooperative, and Xcel Energy were granted intervention. On November 24, 2025, Knife River filed a Motion for a Procedural Schedule. On November 24, 2025, the Commission issued an Order for and Notice of Motions Hearing on Less than Ten Days' Notice. On December 1, 2025, Staff filed a letter regarding Procedural Schedule. No other written positions on the Motion were filed.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-34A.

At its regularly scheduled meeting on December 2, 2025, the Commission considered this matter. All parties appeared and were represented by counsel. Knife River requested the Commission grant the Motion for Approval of Procedural Schedule. No party objected to the establishment of a procedural schedule, however Sioux Valley offered certain revisions related to discovery deadlines. The Commission voted unanimously to grant the Motion for Approval of a Procedural Schedule filed on November 24, 2025, and to adopt the Procedural Schedule as proposed in the Motion, with the exceptions that responses to discovery are due ten business days after service, the last day to serve discovery will be March 11, 2026, and the responses to final discovery will be due the earlier of ten business days from receipt or April 01, 2026. It is therefore

ORDERED, that the Motion for Approval of a Procedural Schedule is granted. It is further

ORDERED, that the procedural schedule is established as follows:

Petitioner Testimony Due.....January 15, 2026
 Staff and Intervenor Testimony Due.....February 17, 2026
 Rebuttal Testimony Due.....March 2, 2026
 File Exhibits and Witness List.....April 21, 2026
 Last Day to Serve Discovery.....March 11, 2026
 Responses to Final Discovery Due.....April 1, 2026
 Exhibits and Witness List Due.....April 6, 2026
 Prehearing Conference.....April 7, 2026
 Evidentiary Hearing.....April 13-15, 2026

It is further

ORDERED, that responses to discovery are due ten business days after service of discovery unless a different period is agreed upon by the requesting Party and responding Party. It is further

ORDERED, that prefiled testimony is prerequisite to the offering of testimony at the evidentiary hearing.

Dated at Pierre, South Dakota, this 4th day of December 2025.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail.

By: Dennis L. Guerst

Date: 12/04/2025

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Chairman

Kristie Fiegen

KRISTIE FIEGEN, Commissioner

Gary Hanson

GARY HANSON, Commissioner