

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

**IN THE MATTER OF THE PETITION
FOR SWEETMAN CONST. CO. D/B/A
KNIFE RIVER, TO HAVE XCEL
ENERGY ASSIGNED AS ITS
ELECTRIC PROVIDER IN THE
SERVICE AREA OF SIOUX VALLEY
ELECTRIC**

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**SIOUX VALLEY-SOUTHWESTERN
ELECTRIC COOPERATIVE, INC.’S**

PETITION TO INTERVENE

EL25-032

**SIOUX VALLEY-SOUTHWESTERN ELECTRIC COOPERATIVE, INC.,
PETITION TO INTERVENE**

Sioux Valley-Southwestern Electric Cooperative, Inc., (*“Sioux Valley Energy”*), by its undersigned counsel hereby petitions the South Dakota Public Utilities Commission (*“Commission”*) for intervention in the above-captioned proceeding pursuant to SDCL 1-26-17.1, ARSD §§ 20:10:01:15.02 and 20:10:01:15.03. In support hereof, Sioux Valley Energy states as follows:

1. Sioux Valley Energy is a rural electric cooperative duly organized under SDCL Chapter 47-21.
2. Sioux Valley Energy maintains its principal headquarters and office at 23491 471st Avenue, Colman, 57017.
3. Sioux Valley Energy is an “electric utility” as defined by SDCL 49-34A-1(7) with an assigned service area, the boundaries of which have been established as provided in SDCL 49-34A-42 to 49-34A-44, inclusive.
4. Sioux Valley Energy’s assigned service area within the State of South Dakota covers a portion of Kingsbury County, a as well as majority of Brookings County, Lake County, Moody County, and Minnehaha County.
5. Sioux Valley Energy is a member distribution cooperative of East River Electric Power Cooperative, Inc. (*“East River”*).
6. After receiving delivery of wholesale power from East River, Sioux Valley Energy

provides retail electric service to its members.

7. Sioux Valley Energy currently provides retail electric service to member/customer Sweetman Const. Co. d/b/a Knife River (“Knife River”) at Knife River’s current rock crushing plant, which is located at 25944 482nd Avenue, Brandon, Minnehaha County, South Dakota.

8. Knife River now plans to build and operate a new rock crushing plant (“New Plant”) located at 25944 482nd Avenue, Brandon, Minnehaha County, South Dakota, which is the same 911 address as Knife River’s existing plant currently being provided retail electric service by Sioux Valley Energy.

9. On September 12, 2025, pursuant to SDCL 49-34A-56, Knife River filed a Petition for Electrical Service (“Petition”) in which it requested that the Commission assign Xcel Energy as the supplier of electrical service to the New Plant, which is to be located at the same address as the plant currently being served by Sioux Valley Energy.

10. Based upon its Petition, Knife River seeks electrical service at a site within the service territory of Sioux Valley Energy.

11. On September 18, 2025, the Commission noticed the filing of the Petition and established an intervention deadline of October 3, 2025.

12. Based upon its Petition, Knife River is negotiating an Electric Service Agreement (“ESA”) with Xcel Energy.

13. Sioux Valley Energy’s pecuniary interests will be directly and immediately affected by the Commission’s decision on the Petition, and no other party could adequately represent Sioux Valley Energy’s interests in this matter.

14. Sioux Valley Energy desires to intervene in this matter and objects to Knife River’s request to have Xcel Energy assigned as its electric provider in the service area of Sioux Valley Energy upon the grounds and for reasons that include that the New Plant is not a “new customer” at a “new location” as required by SDCL 49-34A-56.

15. Sioux Valley Energy respectfully asserts that it can provide electrical service to Knife River’s New Plant.

16. Based upon the foregoing, Sioux Valley Energy is an interested party in this matter and respectfully asserts that it is entitled to intervening party status.

WHEREFORE, Sioux Valley Energy respectfully requests that the Commission grant this Petition to Intervene and allow Sioux Valley Energy to be granted party status in this proceeding.

Dated this 1st day of October, 2025.

LYNN, JACKSON, SHULTZ & LEBRUN, P.C.



By: _____

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CERTIFICATION OF SERVICE

I the undersigned hereby certify that on the 1st day of October, 2025, true and correct copies of the foregoing, SIOUX VALLEY-SOUTHWESTERN ELECTRIC COOPERATIVE, INC.'S PETITION TO INTERVENE, was served upon the following by electronic mail:

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