

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE MERGER) DOCKET NO. GE06-001
BETWEEN NORTHWESTERN)
CORPORATION AND BBI GLACIER) STIPULATION FOR
CORP., A SUBSIDIARY OF) HEARING RECORD
BABCOCK & BROWN)
INFRASTRUCTURE LIMITED)

IT IS STIPULATED between certain parties to the captioned matter by their undersigned counsel that the following items may be filed and considered by the Commission as the hearing record in support of the positions taken by the parties in their briefs on the issue of jurisdiction now before the Commission:

1. Kendall Klierer's deposition of September 27, 2006, and all exhibits.

Confidential Material: The monetary amount appearing at page 38, line 3.

2. Kendall Klierer's deposition and exhibits of November 2, 2006.

Confidential Material: The entire deposition is confidential.

3. Thomas J. Knapp's deposition of November 2, 2006, and all exhibits.

Confidential Material: None.

4. Brian Bird's deposition of October 13, 2006, and all exhibits.

Confidential Material: Exhibit 1, Exhibit 5, and deposition text from page 113, line 9, through page 120, line 2, inclusive.

5. A copy of the Settlement Agreement dated October 10, 2006, among NorthWestern Corporation, Babcock & Brown Infrastructure Limited and the Commission resolving their issues in Federal Energy Regulatory Commission Docket No. EC06-127-000.

Confidential Material: None.

Dated this 12 day of December, 2006.

MAY, ADAM, GERDES & THOMPSON LLP

BY: 

DAVID A. GERDES
Attorneys for NorthWestern Corporation
P.O. Box 160
Pierre, SD 57501-0160

WOODS, FULLER, SHULTZ & SMITH

BY: 

WILLIAM TAYLOR
Attorneys for Heartland Consumer
Power District and South Dakota
Public Power Company
P.O. Box 5027
Sioux Falls, SD 57117-5027

RITER, ROGERS, WATTIER & BROWN

BY: 

DARLA POLLMAN ROGERS
Attorneys for West River Electric
and Basin Electric
P.O. Box 280
Pierre SD 57501-0280



KARA VAN BOCKERN
Staff attorney
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501