

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

IN THE MATTER OF THE APPLICATION OF )  
THE SOUTH DAKOTA INTRASTATE PIPELINE )  
COMPANY FOR APPROVAL OF INITIAL RATES )  
AND TARIFFS. )

ORDER GRANTING LATE  
INTERVENTION  
(NG92-005)

On April 28, 1992, South Dakota Intrastate Pipeline Company (SDIPC) filed an application with the Public Utilities Commission (Commission) for approval of initial rates and tariffs. On May 29, 1992, the Commission issued an Order For And Notice Of Opportunity To Intervene Or Comment directing interested individuals or entities to intervene or comment in this matter on or before June 8, 1992.

At its regularly scheduled June 9, 1992, meeting, the Commission reviewed and granted petitions to intervene received, pursuant to SDCL 1-26-17.1 and ARSD 20:10:01:15.02 and 03, from Northwestern Public Service Company (NWPS), Montana-Dakota Utilities Co. (MDU) and the South Dakota Rural Electric Association (SDREA).

On June 25, 1992, the Commission received a petition to intervene from the City of Pierre, South Dakota. On June 26, 1992, notice of this filing was faxed to the applicant and to the above whose petitions to intervene were previously granted.

Pursuant to ARSD 20:10:01:15.02: "...A petition to intervene which is not timely filed with the commission shall not be granted by the commission unless the denial of the petition is shown to be detrimental to the public interest or to be likely to result in a miscarriage of justice."

According to Pierre's petition: "It is believed to be common knowledge that without service to Pierre the proposed pipeline will not be constructed or operated....In fact if economically feasible, Pierre has tentative plans to itself provide the sale and distribution of natural gas as a municipal utility to its residents...It is believed there are more potential customers in Pierre than there are all together along the remaining length of the proposed pipeline."

The Commission finds that it has jurisdiction over this matter under the provisions of SDCL Chapter 49-34A, that the petition to intervene meets the standards set forth in SDCL 1-26-17.1 and ARSD 20:10:01:15.02 and it shall be granted. It is therefore

ORDERED, that the petition to intervene is hereby granted and the City of Pierre, South Dakota, shall, hereafter, be considered a party in this matter.

Dated at Pierre, South Dakota, this 7<sup>th</sup> day of July, 1992.

**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, by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: Stephanie Hocking

Date: July 7, 1992

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Kenneth Stofferahn  
KENNETH STOFFERAHN, Commissioner

Laska Schoenfelder  
LASKA SCHOENFELDER, Commissioner