

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

**IN THE MATTER OF THE FILING BY)
NORTHWESTERN CORPORATION DBA)
NORTHWESTERN ENERGY FOR)
APPROVAL OF A CONTRACT WITH)
DEVIATIONS WITH NUGEN ENERGY, LLC)
)
)
)**

**ORDER APPROVING
CONTRACT WITH
DEVIATIONS AND
APPROVING TARIFF
REVISIONS ON LESS THAN
30 DAYS' NOTICE**

NG23-007

On February 15, 2023, the South Dakota Public Utilities Commission (Commission) received a filing from NorthWestern Corporation dba NorthWestern Energy (NorthWestern) for approval of a contract with deviations with NuGen Energy, LLC (Customer). The Customer's current contract with deviations for natural gas transportation service expires February 28, 2023. The original contract with this Customer expired in 2018. At that time, a five-year renewal agreement was approved for service at a deviated rate through February 28, 2023. NorthWestern requests approval of this contract with deviations on less than 30 days' notice.

The revised tariff sheet is as follows:

South Dakota Gas Rate Schedule

Section No. 4

20th Revised Sheet No. 2

Canceling 19th Revised Sheet No. 2

On February 16, 2023, the Commission electronically transmitted notice of the filing and the intervention deadline of February 27, 2023, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed.

The Commission has jurisdiction in this matter pursuant to SDCL Chapter 49-34A, specifically 49-34A-3, 49-34A-4, 49-34A-6, 49-34A-8, 49-34A-8.3, 49-34A-10, 49-34A-11, and 49-34A-12, and ARSD 20:10:13:20 and 20:10:13:21.

At its regular meeting on February 28, 2023, the Commission considered this matter. Commission staff recommended approval. Finding that NorthWestern's request for approval of a contract with deviations with Customer and the associated tariff sheet is just and reasonable, the Commission voted unanimously to grant NorthWestern's request for approval of a contract with deviations and to approve the associated tariff sheet on less than 30 days' notice with an effective date of March 1, 2023. It is therefore

ORDERED, that NorthWestern's request seeking approval of a contract with deviations with Customer is hereby granted with an effective date of March 1, 2023. It is further

ORDERED, that the revisions of the above-referenced tariff sheet to reflect the contract with deviations with Customer is hereby approved on less than 30 days' notice, effective March 1, 2023.

Dated at Pierre, South Dakota, this 1st day of March 2023.

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: Adam DeHueck

Date: 3/1/23

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Kristie Fiegen

KRISTIE FIEGEN, Chairperson

Gary Hanson

GARY HANSON, Commissioner

Chris Nelson

CHRIS NELSON, Commissioner