

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

|  |                             |
|--|-----------------------------|
| <b>IN THE MATTER OF THE FILING BY )</b>        |                             |
| <b>COMMISSION PIPELINE SAFETY STAFF FOR )</b>  | <b>STIPULATION TO AMEND</b> |
| <b>APPROVAL OF A PENALTY FOR A PIPELINE )</b>  | <b>COMPLAINT</b>            |
| <b>SAFETY VIOLATION BY MONTANA- )</b>          |                             |
| <b>DAKOTA UTILITIES CO., EAST RIVER AREA )</b> | <b>PS13-008</b>             |
| <b>)</b>                                       |                             |

COME NOW Commission Staff ("Staff") and Montana-Dakota Utilities (Montana-Dakota) (jointly "Parties") and files this Stipulation to Amend Complaint. On August 9, 2013, Staff filed a Complaint requesting the Public Utilities Commission ("Commission") approve a penalty against Montana-Dakota. In its Complaint, Staff alleged a violation of 49 CFR 192.625 and a violation of 49 CFR 192.805(b).

Upon further investigation, Staff determined that no violation of 49 CFR 192.625 occurred. Therefore, the Parties stipulation that the Complaint should be amended to exclude the violation of 49 CFR 192.625 and the requested penalties associated therewith.

This stipulation in no way affects the alleged violation of 49 CFR 192.805(b).

BY: \_\_\_\_\_

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BY: \_\_\_\_\_

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Dated: \_\_\_\_\_

12/20/13

Dated: \_\_\_\_\_

20 December 2013