

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER DISMISSING
BY LARRY L. FLISS, HENDRICKS,)	COMPLAINT AND CLOSING
MINNESOTA, AGAINST OTTER TAIL POWER)	DOCKET
COMPANY REGARDING VOLTAGE)	
FLUCTUATION)	CE05-001

On May 20, 2005, the Public Utilities Commission (Commission) received a complaint filed by Larry L. Fliss, Hendricks, Minnesota (Complainant), against Otter Tail Power Company (Otter Tail) regarding voltage fluctuation.

On May 26, 2005, the complaint was faxed to Otter Tail. Pursuant to ARSD 20:10:01:09, Otter Tail was notified that it must satisfy the complaint or file an answer in writing with the Commission by June 15, 2005. On June 14, 2005, the Commission received a letter from Otter Tail requesting a 20 day extension to file a response to the complaint, which the Commission granted. On July 6, 2005, the Commission received a letter from Otter Tail requesting an additional 20 day extension to file a response to the complaint. On July 12, 2005, at a regularly scheduled meeting, the Commission granted the request for an additional 20 day extension for Otter Tail to file a response to the complaint. On July 22, 2005, the Commission received a letter from Otter Tail requesting an additional 20 day extension to file a response to the complaint. On July 28, 2005, at a regularly scheduled meeting, the Commission granted the request for an extension until August 10, 2005, for Otter Tail to file a response to the complaint. On August 10, 2005, the Commission received an answer to the complaint from Otter Tail. Commission Staff was advised that this matter has been resolved and the docket can be closed.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-34A.

On August 8, 2006, at a regularly scheduled meeting, the Commission considered this matter. Upon recommendation of Commission Staff, the Commission voted to dismiss the complaint and close the docket. It is therefore

ORDERED, that the complaint shall be dismissed and the docket closed.

Dated at Pierre, South Dakota, this 24th day of August, 2006.

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 facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.	
By:	<u>Aldino Koels</u>
Date:	<u>8/25/06</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

Robert K. Sahr
ROBERT K. SAHR, Chairman

Dustin M. Johnson
DUSTIN M. JOHNSON, Commissioner

Gary Hanson
GARY HANSON, Commissioner