

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

<b>IN THE MATTER OF THE COMPLAINT FILED )</b>	<b>)</b>	<b>ORDER DISMISSING</b>
<b>BY DAN LARSON, MECKLING, SOUTH )</b>	<b>)</b>	<b>COMPLAINT AND CLOSING</b>
<b>DAKOTA, AGAINST MIDAMERICAN ENERGY )</b>	<b>)</b>	<b>DOCKET</b>
<b>COMPANY REGARDING IMPROPER )</b>	<b>)</b>	
<b>DISCONNECTION AND REQUIREMENT TO )</b>	<b>)</b>	<b>CN04-001</b>
<b>REPLACE FURNACE )</b>	<b>)</b>	

On July 7, 2004, the Public Utilities Commission (Commission) received a complaint filed by Dan Larson, Meckling, South Dakota (Complainant), against MidAmerican Energy Company (MidAmerican) regarding improper disconnection and requirement to replace furnace.

On July 7, 2004, the complaint was faxed to MidAmerican. Pursuant to ARSD 20:10:01:09, MidAmerican was notified that it must satisfy the complaint or file an answer in writing with the Commission by July 27, 2004. On July 27, 2004, the Commission received a Motion to Dismiss from MidAmerican. On August 17, 2004, at a regularly scheduled meeting, the Commission voted unanimously to deny the Motion to Dismiss. On September 27, 2004, the Commission received an Answer and Supplemental Motion to Dismiss from MidAmerican. On October 19, 2004, the Commission received an amendment to the complaint from Complainant. A hearing in this matter was scheduled for October 26, 2004. Commission Staff was informed that the Complainant had a conflict on that date, so therefore the hearing was cancelled. On December 27, 2004, the Commission received a Stipulation for and Judgment of Dismissal from MidAmerican which was signed by both parties.

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

On December 28, 2004, 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 29th day of December, 2004.

<b>CERTIFICATE OF SERVICE</b>
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: _____
Date: _____
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

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ROBERT K. SAHR, Chairman

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GARY HANSON, Commissioner

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JAMES A. BURG, Commissioner