

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

IN THE MATTER OF THE IN THE MATTER OF )	ORDER DISMISSING FILING
THE REQUEST BY OTTER TAIL POWER )	AND CLOSING DOCKET
COMPANY FOR APPROVAL OF AN )	
AFFILIATED WIND POWER PURCHASE )	EL05-018
AGREEMENT AND OF CHANGE IN FUEL )	
ADJUSTMENT CLAUSE CALCULATION )	

On May 5, 2005, Otter Tail Power Company (Otter Tail) filed for approval by the South Dakota Public Utilities Commission (Commission) a wind energy power purchase agreement with a yet-to-be-formed affiliated company for 70.5 megawatts of wind energy to be located in North Dakota. OTP, in a joint venture with others intends, through its affiliate, to construct, own and operate the wind generation facility and OTP would purchase 100% of the energy generated from it. The purchase would help OTP meet its obligation under the Minnesota Renewable Energy Objective Law. OTP also requests a waiver of its existing Fuel Adjustment Clause in order to negate the effect of this wind power purchase to its South Dakota customers. OTP's proposal would remove the cost of this wind power from the fuel adjustment clause and add back the cost of power that would have been utilized if the wind power purchase had not taken place. OTP states that this will protect ratepayers from the effect of the purchase of wind power from the affiliated producer.

On December 16, 2005, Otter Tail requested that its filing be dismissed without prejudice.

At its regularly scheduled January 17, 2006, meeting, the Commission considered this matter. The Commission has jurisdiction over this matter pursuant to SDCL 49-34A. The Commission found that Otter Tail's request to have its filing dismissed is reasonable and closed the docket. It is therefore

ORDERED, that the filing shall be dismissed, without prejudice, and the docket closed.

Dated at Pierre, South Dakota, this 23<sup>rd</sup> day of January, 2006.

<p><b>CERTIFICATE OF SERVICE</b></p> <p>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.</p> <p>By: <u><i>Delaine Kalbo</i></u></p> <p>Date: <u>1/24/06</u></p> <p align="center">(OFFICIAL SEAL)</p>
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BY ORDER OF THE COMMISSION:

*Robert K. Sahr*  
ROBERT K. SAHR, Chairman *dk*

*Dustin M. Johnson*  
DUSTIN M. JOHNSON, Commissioner