

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

**IN THE MATTER OF THE FILING BY OTTER)
TAIL CORPORATION D/B/A OTTER TAIL)
POWER COMPANY FOR APPROVAL TO)
UPDATE ITS RATES FOR SMALL POWER)
PRODUCTION AND COGENERATION)**

**ORDER GRANTING
WITHDRAWAL OF FILING
AND CLOSING DOCKET**

EL09-001

On January 12, 2009, Otter Tail Corporation d/b/a Otter Tail Power Company (OTP) filed for Commission approval an application to update the customer charges, the energy and capacity payments, introduce Renewable Energy Credits, and update the terms and conditions in the Small Power Producer Rider-Occasional Delivery Energy Service, Small Power Producer Rider-Time Of Delivery Energy Service, and Small Power Producer Rider-Dependable Service rate schedules. The Company has requested an effective date of March 1, 2009, for the proposed modifications to the rate schedules.

On February 19, 2009, OTP requested that its filing be withdrawn.

At its regularly scheduled meeting of February 24, 2009, the Commission considered this matter. The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-34A. The Commission found that OTP's request to withdraw its filing is reasonable and closed the docket. It is therefore

ORDERED, that OTP's request to withdraw its filing is hereby granted, and it is further

ORDERED, that this docket is closed.

Dated at Pierre, South Dakota, this 4th day of March, 2009.

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.
By: <u>Melaine Koeb</u>
Date: <u>3/5/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:


DUSTIN M. JOHNSON, Chairman


STEVE KOLBECK, Commissioner


GARY HANSON, Commissioner