

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

IN THE MATTER OF THE FILING FOR AN)	ORDER APPROVING
EXTENSION OF AN ELECTRIC SERVICE)	TARIFF REVISIONS
AGREEMENT FOR THE SUPPLY OF BULK)	
INTERRUPTIBLE POWER BETWEEN OTTER)	EL09-007
TAIL POWER COMPANY AND VALLEY QUEEN)	
CHEESE FACTORY, INC.)	

On June 1, 2009, the Public Utilities Commission (Commission) received a filing by Otter Tail Power Company (Otter Tail) for approval of an extension of an Electric Service Agreement (Contract with Deviations) with Valley Queen Cheese Factory, Inc. (Valley Queen), on less than 30 days notice, which was entered into pursuant to its Bulk Interruptible Service tariff. The prior Electric Service Agreement expired on May 31, 2009, and Otter Tail and Valley Queen are currently discussing contract renewal and other alternatives. Both Otter Tail and Valley Queen are requesting to extend the contract which expired May 31, 2009, until June 30, 2009, to allow time to reach a new agreement on the provision of service.

On June 9, 2009, at its regularly scheduled meeting, the Commission considered the request for approval of extension of Contract with Deviations. Commission Staff recommended approval. The Commission found that Otter Tail's request for approval of extension of Contract with Deviations was just and reasonable and approved it on less than 30 days notice, noting that this treatment that was being allowed to occur was non-precedent setting and was being allowed on an individual case by case basis. On July 2, 2009, the Commission received a revised tariff sheet from Otter Tail. The revised tariff sheet is described as follows:

Section No. 4, Thirteenth Revised Sheet No. 3, Canceling Twelfth Revised Sheet No. 3

On July 14, 2009, at its regularly scheduled meeting, the Commission considered the request for approval of the revised tariff sheet. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-6, 49-34A-8, 49-34A-10, and 49-34A-11. Further, the Commission finds that Otter Tail's request for approval of tariff revisions is just and reasonable and shall be approved. As the Commission's final decision in this matter, it is therefore

ORDERED, that the above referenced tariff sheet is effective for service rendered on and after June 1, 2009.

Dated at Pierre, South Dakota, this 21st day of July, 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>Delaine Kolbo</u>
Date:	<u>7/22/09</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman *dk*

Gary Hanson
GARY HANSON, Commissioner