

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

IN THE MATTER OF THE APPLICATION)
 OF BLACK HILLS POWER, INC. DBA)
 BLACK HILLS ENERGY FOR APPROVAL)
 OF 2017 ENVIRONMENTAL)
 IMPROVEMENT ADJUSTMENT)

**ORDER GRANTING JOINT
 MOTION FOR APPROVAL
 OF SECOND AMENDMENT TO
 SETTLEMENT STIPULATION**

EL17-008

On February 15, 2017, the South Dakota Public Utilities Commission (Commission) received an application by Black Hills Power, Inc. dba Black Hills Energy (BHE) for Approval of its 2017 Environmental Improvement Adjustment (EIA). On June 9, 2017, BHE and Commission staff (staff) filed a Settlement Stipulation and Joint Motion for Approval of Settlement Stipulation. The Commission issued an Order Granting Joint Motion for Approval of Settlement Stipulation on June 20, 2017. On May 1, 2018, BHE and staff filed an Amendment to Settlement Stipulation and Joint Motion for Approval of Amendment to Settlement Stipulation. The Commission issued an Order Granting Joint Motion for Approval of Amendment to Settlement Stipulation on May 16, 2018. On December 31, 2019, BHE and staff filed a Second Amendment to Settlement Stipulation and Joint Motion for Approval of Second Amendment to Settlement Stipulation. Staff also filed a staff Memorandum Supporting Second Amendment to Settlement Stipulation on December 31, 2019.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-34A, specifically, 49-34A-4, 49-34A-6, 49-34A-8, 49-34A-8.4, 49-34A-11, and ARSD 20:10:01:19.

At its regularly scheduled meeting on January 7, 2020, the Commission considered this matter. Having thoroughly reviewed the filings in the docket, the Commission found that the terms and conditions proposed in the Second Amendment to Settlement Stipulation were just, reasonable, and in the public interest and that good and sufficient cause was demonstrated to approve the Second Amendment to Settlement Stipulation. The Commission voted unanimously to grant the Joint Motion for Approval of Second Amendment to Settlement Stipulation. It is therefore

ORDERED, that the Joint Motion for Approval of Second Amendment to Settlement Stipulation is granted. The Second Amendment to Settlement Stipulation is incorporated by reference into this Order the same as if it had been set forth in its entirety herein.

Dated at Pierre, South Dakota, this 10th day of January 2020.

<p>CERTIFICATE OF SERVICE</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, electronically or by mail.</p> <p>By: <u>Adam De Hueck</u></p> <p>Date: <u>1/10/20</u></p> <p align="center">(OFFICIAL SEAL)</p>

BY ORDER OF THE COMMISSION:

Gary Hanson
 GARY HANSON, Chairman

Chris Nelson
 CHRIS NELSON, Commissioner

Kristie Fiegen
 KRISTIE FIEGEN, Commissioner