

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

**IN THE MATTER OF THE STIPULATION AND)
SETTLEMENT AGREEMENT BETWEEN)
AMERICAN EDGE GRAIN DBA MADISON)
BIN CITY AND PUC STAFF)**

**ORDER APPROVING)
STIPULATION AND)
SETTLEMENT AGREEMENT)**

GW14-001

On August 25, 2014, the Warehouse Division staff (Staff) of the South Dakota Public Utilities Commission (Commission) filed with the Commission a Stipulation and Settlement Agreement (Agreement) and a Joint Motion for Approval of Stipulation and Settlement Agreement. The Agreement resolves all issues at the Commission surrounding American Edge Grain's operating as a grain warehouse without a license and failure to provide notification of non-compliance with financial standards in violation of SDCL 49-43-4.2 and 49-43-62, respectively. The maximum penalty for each violation is \$1,000 per day, up to a maximum of \$20,000. In the Agreement, the parties stipulated to a penalty of \$1,600 for the violation of SDCL 49-43-4.2, and no penalty for the violation of SDCL 49-43-62.

The Commission has jurisdiction in this matter pursuant to SDCL Chapter 49-43, particularly 49-43-4.2 and 49-43-62.

At its regularly scheduled meeting on September 2, 2014, the Commission considered this matter. Both parties recommended that the Commission approve the Agreement as written. The Commission voted unanimously to grant the Joint Motion for Approval of Stipulation and Settlement Agreement and approve the Agreement. It is therefore

ORDERED, that the Joint Motion for Approval of Stipulation and Settlement Agreement is hereby granted and the Stipulation and Settlement Agreement is approved.

Dated at Pierre, South Dakota, this 4th day of September, 2014.

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: _____

Date: _____

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson

GARY HANSON, Chairman

Chris Nelson

CHRIS NELSON, Commissioner

Kristie Fiegen

KRISTIE FIEGEN, Commissioner