

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

**IN THE MATTER OF THE REQUEST FOR)
APPROVAL OF SETTLEMENT STIPULATION)
REGARDING VIOLATIONS OF SDCL 49-45 BY)
DAKOTA AGSYNERGY)
)
)**

**ORDER ADOPTING
AMENDED STIPULATION
AND SETTLEMENT
AGREEMENT

GW20-003**

On July 31, 2020, the South Dakota Public Utilities Commission (Commission) received a filing from Commission staff (Staff) requesting a docket be opened in this matter. Staff also filed an executed Stipulation and Settlement Agreement between Staff and Dakota AgSynergy, LLC, of Bismarck, North Dakota (Dakota AgSynergy). According to the filing, Dakota AgSynergy admitted to purchasing grain in South Dakota without a license. As a part of the Stipulation and Settlement Agreement, the parties stipulated to a fine of \$3,000.00 for the violation of SDCL 49-45.

On August 6, 2020, the Commission electronically transmitted notice of the filing to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-45, specifically, 49-45-1 and 49-45-1-1(3).

At its regularly scheduled meeting on September 1, 2020, the Commission considered this matter and deferred the docket, requesting additional information. On September 11, 2020, Staff filed a letter and an Amended Stipulation and Settlement Agreement.

At its regularly scheduled meeting of September 15, 2020, the Commission again considered this matter. Staff recommended the Commission adopt the Amended Stipulation and Settlement Agreement as filed on September 11, 2020. The Commission voted unanimously to adopt the Amended Stipulation and Settlement Agreement as filed on September 11, 2020. It is therefore

ORDERED, that the Amended Stipulation and Settlement Agreement, as filed on September 11, 2020, is hereby adopted. It is further

ORDERED, that Dakota AgSynergy shall pay a fine of \$3,000.00.

Dated at Pierre, South Dakota, this 17th day of September 2020.

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 or by mail.
By: <u>Karen E. Bremer</u>
Date: <u>09/17/20</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman
Chris Nelson
CHRIS NELSON, Commissioner
Kristie Fiegen
KRISTIE FIEGEN, Commissioner