

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

IN THE MATTER OF THE PETITION OF) TRANSCANADA KEYSTONE PIPELINE, LP) FOR ORDER ACCEPTING CERTIFICATION) OF PERMIT ISSUED IN DOCKET HP09-001) TO CONSTRUCT THE KEYSTONE XL) PIPELINE)	ORDER ASSESSING FILING) FEE) HP14-001)
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On September 15, 2014, the South Dakota Public Utilities Commission (Commission) received a filing from TransCanada Keystone Pipeline, LP (TransCanada) seeking an order accepting certification of the energy facility permit issued for construction of the Keystone XL pipeline in Docket HP09-001. SDCL 49-41B-12 authorizes the Commission to assess a maximum fee not to exceed one-quarter of one percent of the first one hundred million dollars of estimated construction costs and one-twentieth of one percent of all additional estimated construction costs to defray Commission expenses incurred in analyzing and ruling upon energy facility permit filings. According to TransCanada's application filed in HP09-001, the estimated construction cost for the project was \$921,400,000 as of the time of the initial application, and the Commission accordingly issued an order assessing a filing fee not to exceed \$660,700. The remaining balance of such assessment is approximately \$429,930. On June 29, 2010, the Commission issued an Amended Final Decision and Order granting a permit to construct to TransCanada. Because it has been more than four years since the permit was issued and construction has not commenced, TransCanada now seeks an order accepting certification per SDCL 49-41B-27.

On September 18, 2014, the Commission electronically transmitted notice of the filing and the intervention deadline of October 15, 2014, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. To date, two Applications for Party Status have been received. The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-41B, specifically 49-41B-12 and 49-41B-27 and ARSD Chapter 20:10:22.

At its regularly scheduled meeting on September 30, 2014, the Commission considered this matter. Pursuant to SDCL 49-41B-12, the Commission unanimously voted to apply the filing fee ordered in HP09-001 to the expenses incurred in processing this permit certification docket. It is therefore

ORDERED, that the filing fee assessed in HP09-001 shall be applied to Docket HP14-001, up to the remaining balance of the \$660,700 originally assessed, to reimburse actual expenses incurred by the Commission in the processing of this certification proceeding.

Dated at Pierre, South Dakota, this 1st day of October, 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: <u>Joy Lashley</u>
Date: <u>10.1.14</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner