South Dakota Public Utilities Commission Hearing
Monday, March 21, 2005 at 10:00 A.M.
State Capitol Building,
Public Utilities Co., Cactus Conference Room
Pierre, South Dakota

MINUTES OF THE COMMISSION HEARING OF EL04-016

Vice Chairman Bob Sahr called the hearing to order. Also present was Commissioner Dustin Johnson; and Chairman Gary Hanson was present by phone.

Also present were Commission Advisor Greg Rislov; Commission Attorney John Smith; Staff Attorneys Karen Cremer and Sara Greff; Staff Analysts Michele Farris and Keith Senger; and Administrative Secretary Tina Douglas.

Also present were David Gerdes, May, Adam, Gerdes, and Thompson, representing Montana-Dakota Utilities Co.
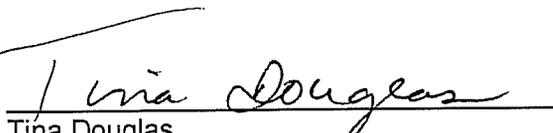
Joining the meeting by telephone were Mark Meierhenry, Danforth, Meierhenry & Meierhenry, representing Superior Renewable Energy; and Don Ball, Montana-Dakota Utilities Co.

Hearing of EL04-016 - In the Matter of the Filing by Superior Renewable Energy LLC et al. against Montana-Dakota Utilities Co. Regarding the Java Wind Project

Vice Chairman Bob Sahr stated that the hearing was originally to be held in Room 412. The parties notified Commission Staff on Friday March 18, 2005, that they wanted the mater continued for 60 days. The Commission accordingly moved the Hearing location to the South Dakota Public Utilities Commission's Conference Room and posted notice of this change outside Room 412. In response to a question from Commission Counsel, Mr. Gerdes and Mr. Meierhenry stated to the Commission that their clients requested a 60 day continuance to enable a settlement agreement to be finalized between the parties.

Commissioner Sahr moved that the parties' Motion to continue for 60 days be granted and that the Executive Director set aside alternative hearing dates following the expiration of such period in the event that the parties are unable to resolve the matter. Commissioner Johnson seconded and Chairman Hanson concurred. Motion passed 3-0.

Hearing adjourned.

Tina Douglas
Tina Douglas
Administrative Secretary