

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

**IN THE MATTER OF PUC STAFF'S COMPLAINT)
AGAINST YIELD10 BIOSCIENCE, INC. OF)
WOBURN, MA)
)
)
)**

**ORDER APPROVING
WITHDRAWAL OF PETITION TO
SUSPEND

GW24-001**

On April 4, 2024, the South Dakota Public Utilities Commission (Commission) received a Complaint against Yield10 Bioscience, Inc. of Woburn, MA (Yield10) filed by Commission staff. In the Complaint, staff alleges Yield10 has failed to notify the Commission of its non-compliance with the financial standards required by South Dakota law in violation of SDCL 49-45-25, and that Yield10 has withheld requested materials from inspectors in violation of SDCL 49-45-26. In the Complaint, staff requests the Commission immediately suspend the grain buyer license of Yield 10 pursuant to SDCL 49-45-16(4) and issue civil penalties. On April 5, 2024, staff filed a letter requesting an answer deadline and filed a corrected complaint. On April 10, 2024, staff filed a letter of intent to withdraw a portion of the petition as it relates to the petition to suspend along with written confirmation indicating Yield10 has returned its surrendered 2024 grain buyer license (#2114).

On April 11, 2024, the Commission electronically transmitted notice of the filing and the answer deadline of April 24, 2024, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv.

The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-45, specifically SDCL 49-45-1 and 49-45-16, and ARSD 20:10:01:02.04.

At its regularly scheduled meeting on April 11, 2024, the Commission considered this matter. Having thoroughly reviewed the filings in the docket, the Commission voted unanimously to approve staff's request to withdraw the portion of the petition as it relates to the petition to suspend Yield10's grain buyer license. The remaining portion of Staff's petition as it relates to civil penalties for alleged violation of state law is not withdrawn. It is therefore

ORDERED, that staff's petition to suspend Yield10's grain buyer license is withdrawn.

Dated at Pierre, South Dakota, this 12th day of April 2024.

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><i>Kristin Edwards</i></u>
Date: <u>12 April 2024</u>

BY ORDER OF THE COMMISSION:

Kristie Fiegen
KRISTIE FIEGEN, Chairperson

Gary Hanson
GARY HANSON, Commissioner

Chris Nelson
CHRIS NELSON, Commissioner