

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

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| IN THE MATTER OF THE FILING BY) COMMISSION PIPELINE SAFETY STAFF) FOR APPROVAL OF A PENALTY FOR A) PIPELINE SAFETY VIOLATION BY) HUMBOLDT MUNICIPAL GAS UTILITIES) | ORDER DISMISSING COMPLAINT AND CLOSING DOCKET PS13-001 |
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On May 7, 2013, the South Dakota Public Utilities Commission (Commission) received a complaint filed by Pipeline Safety Staff (Staff) alleging violations of pipeline safety regulations by Humboldt Municipal Gas Utilities (Humboldt). Staff filed an amended complaint on July 23, 2013.

On August 8, 2013, the Commission electronically transmitted notice of the filing to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed.

On December 9, 2013, the parties filed a Stipulation and Request for Dismissal without Prejudice. On December 18, 2013, the Commission entered an Order Approving Stipulation and Dismissing Complaint without Prejudice. As per the Stipulation, the parties agreed and the Commission ordered that Humboldt will employ or contract with a Utility Manager and employ administrative personnel who will dedicate a minimum of 20 hours per week to natural gas duties. On October 16, 2014, Staff filed a Second Amended Complaint, alleging Humboldt had been out of compliance with the Order since January 2014. On November 2, 2015, Staff filed a Motion to Dismiss Second Amended Complaint and Close Docket (Motion to Dismiss).

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-34B.

At its regularly scheduled meeting on November 12, 2015, the Commission considered this matter. Commission Staff recommended dismissing the Second Amended Complaint and closing the docket. Finding that any outstanding issues would be more appropriately addressed in Docket PS15-001, the Commission voted unanimously to grant the Motion to Dismiss and close the docket. It is therefore

ORDERED that the complaint is dismissed and the docket is closed.

Dated at Pierre, South Dakota, this 17 day of November, 2015.

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| 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>11-17-2015</u> |
| (OFFICIAL SEAL) |

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Chairman

Kristie Fegen

KRISTIE FEGEN, Commissioner

Gary Hanson

GARY HANSON, Commissioner