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May 15, 2006

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HAND DELIVER

Patricia Van Gerpen  
Executive Director  
Public Utilities Commission  
500 East Capitol Avenue  
Pierre, South Dakota 57501

RE: IN THE MATTER OF THE COMPLAINT OF SIOUX VALLEY SOUTHWESTERN  
ELECTRIC COOPERATIVE, INC., DBA, SIOUX VALLEY ENERGY  
AGAINST NORTHERN STATES POWER COMPANY, DBA, XCEL ENERGY,  
FOR PROVISION OF ELECTRIC SERVICE TO MYRL AND ROY'S PAVING  
Docket CE06-002  
Our file: 0185

Dear Patty:

Enclosed are the original and ten copies of a motion to dismiss  
and a supporting brief. Please file the enclosures.

With a copy of this letter, I am sending copies of the  
enclosures to the service list. With due deference to Myrl  
& Roy's desire to get on with their project, we ask that the  
Commission place this on its agenda at its next regular meeting.

Yours truly,

MAY, ADAM, GERDES & THOMPSON LLP

BY: 

DAG:mw

Enclosures

cc/enc: Jim Wilcox  
Rich Cutler  
Service List

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

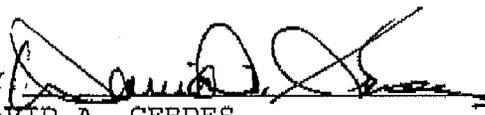
IN THE MATTER OF THE COMPLAINT	)	CE06-002
OF SIOUX VALLEY SOUTHWESTERN	)	
ELECTRIC COOPERATIVE, INC., DBA,	)	
SIOUX VALLEY ENERGY AGAINST	)	XCEL'S MOTION TO
NORTHERN STATES POWER COMPANY,	)	DISMISS THE COMPLAINT
DBA, XCEL ENERGY, FOR PROVISION	)	
OF ELECTRIC SERVICE TO MYRL AND	)	
ROY'S PAVING.	)	

COMES NOW Northern States Power Company d/b/a Xcel Energy ("Xcel") and moves the Commission to dismiss the complaint of Sioux Valley Southwestern Electric Cooperative, Inc., ("Sioux Valley") herein for the reason that the complaint fails to state a claim upon which relief can be granted as a matter of law and should therefore be dismissed on its merits.

This motion is based upon the accompanying brief of authorities, upon the records and files in this matter, and upon such filings as Xcel may make in support of the motion.

Dated this 15<sup>TH</sup> day of May, 2006.

MAY, ADAM, GERDES & THOMPSON LLP

BY   
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CERTIFICATE OF SERVICE

David A. Gerdes of May, Adam, Gerdes & Thompson LLP hereby certifies that on the 15<sup>th</sup> day of May, 2006, he mailed by United States mail, first class postage thereon prepaid, a true and correct copy of the foregoing in the above-captioned action to the following at their last known addresses, to-wit:

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David A. Gerdes