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WE HAVE 7 PAGES TO SEND, INCLUDING THIS PAGE. IF YOU NEED A RE-
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PLEASE FAX TO: Patty Van Gerpen

FAX NUMBER:

FROM: Larry A. Nelson

REMARKS: In the Matter of the Complaint Filed by Global Polymer
Industries, Inc., Arlington, South Dakota, Against the
City of Arlington Regarding Electrical Service, Docket
Number CE06-003

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July 12, 2006

Patty Van Gerpen
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, South Dakota 57501

Re: In the Matter of the Complaint Filed by Global Polymer
Industries, Inc., Arlington, South Dakota, Against the City of
Arlington Regarding Electrical Service, Docket Number CE06-003

Dear Patty:

Enclosed herein are original and ten (10) copies of the Petition of
SDMEA to Intervene for filing in the above referenced docket.

Sincerely,

FRIEBERG, NELSON & ASK, LLP

By


LARRY A. NELSON

LAN:mf

Encls.

CC: Service List
Todd D. Wilkinson
Client

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

DOCKET NUMBER CE06-003

IN THE MATTER OF THE COMPLAINT
FILED BY GLOBAL POLYMER INDUSTRIES,
INC., ARLINGTON, SOUTH DAKOTA,
AGAINST THE CITY OF ARLINGTON
REGARDING ELECTRICAL SERVICE

PETITION OF
SDMEA TO INTERVENE

Pursuant to ARSD 20:10:01:15.02, South Dakota Municipal
Electric Association (SDMEA) by its undersigned counsel
petitions the Commission as follows:

1. SDMEA is an organization comprised of member
municipalities that provide electricity to approximately 100,000
customers in South Dakota and is an affiliate of the South
Dakota Municipal League. SDMEA is devoted to the protection of
the interests of its members and their customers. The City of
Arlington is a member of SDMEA.

2. Global Polymer Industries, Inc. has filed a complaint
with this Commission (CE06-003) requesting that the Commission
hold a hearing pursuant to SDCL 49-34A-58 to determine the
adequacy of service being received by Global Polymer Industries,
Inc.

3. Global Polymer Industries, Inc. filed a complaint
against the City of Arlington with this Commission on June 7,

2006, seeking authorization and order from the Commission granting Global Polymer Industries, Inc. the authorization to proceed to contract with another electric utility to furnish retail service to Global Polymer Industries, Inc.

4. Global Polymer Industries, Inc.'s complaint is based upon, in part, its claim concerning demand charges, voltage fluctuation, bad voltage regulator, undersized substation and other unspecified infrastructure failures. Global Polymer Industries, Inc.'s complaint is also based, in part, on the shutting off of voltage feeds when a fire occurred at a nursing home located in the City of Arlington, the alleged boiling of a transformer that served the nursing home and the failure to develop a contingency plan for future expansion by Global Polymer Industries, Inc.

5. The City of Arlington in its answer alleges that the complaint fails to state a cause of action upon which relief can be granted, denies each and every un-admitted allegation, alleges City has supplied to the complainant its predicated electric supply at the time the complainant's business commenced operation and at later times thereafter including the supplying of transformers to match predicted electrical requirements, alleges that City has redundancy capacity that other electrical suppliers in the area cannot offer, alleges that City has supplied electricity to complainant in accordance with industry

standards, alleges that City is currently undergoing a complete substation upgrade and renovation to further enable City to handle the electrical load for all customers of the City of Arlington with a greater degree of redundancy, alleges that service following the Beverly Healthcare Facility fire was restored as soon as was safely possible, alleges that no evidence exists that City is not rendering adequate service, alleges that voltage fluctuations claimed by the complainant may be the result of the electrical method or methods used by the complainant for installation of its wiring and equipment, alleges that City has never received an order specifying how City has failed to render adequate service or failed to correct an alleged inadequacy within a reasonable time, and alleges that the complainant does not have a load sufficient that it can select its electrical supplier and that there is no other electrical utility which can provide greater service reliability redundancy or electric service at the same or a better rate.

6. SDMEA believes that the issues presented in the Complaint of Global Polymer Industries, Inc. and this Commission's decision in this docket directly affect all of its member cities, and their consumers.

7. SDMEA believes the issues presented in this docket and SDMEA's proposed intervention constitute a matter of public interest, especially to future customers in similar situations.

Thus, SDMEA and its member municipal utilities have a direct and substantial interest in these proceedings.

WHEREFORE, SDMEA respectfully requests that the Commission grant its intervention and participation in this proceeding to examine and cross-examine witnesses, conduct discovery and offer evidence on its own behalf.

Dated this 12th day of July, 2006.

FRIEBERG, NELSON & ASK, LLP

By: 

Larry A. Nelson
Attorney for SDMEA
P.O. Box 38
Canton, SD 57013
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the PETITION OF SDMEA TO INTERVENE was served via the method(s) indicated below, addressed to:

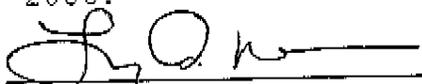
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Dated this 12th day of July, 2006.



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