

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

In the Matter of the Request for a	)	
Declaratory Ruling Regarding the Electric	)	
Service Territory Boundary Between Clay-	)	DOCKET EL21-022
Union Electric Corporation and City of	)	
Vermillion	)	

SDREA Petition to Intervene

The South Dakota Rural Electric Association (“SDREA”) hereby petitions the Commission for intervention in the above captioned proceeding pursuant to SDCL § 1-26-17.1 and ARSD §§ 20:10:01:15.02, 20:10:01:15.03 and 20:10:01:15.05. In support of this Petition, SDREA states as follows:

1. SDREA is an incorporated association representing the interests of numerous rural electric cooperatives operating throughout the State of South Dakota. Specifically, SDREA is a voluntary membership association that serves 28 not-for-profit distribution cooperatives and three generation and transmission cooperatives. Clay-Union Electric Corporation (“Clay-Union”), the Petitioner in this docket, is a member of SDREA.

2. On or about July 13, 2021, Clay-Union filed a Petition for Declaratory Ruling asking for a ruling from the Commission “to determine the appropriate service territory of the respective parties with regard to” fifteen streetlights. The streetlights at issue are within the service territory of Clay-Union. The declaratory ruling requested by Clay-Union is as follows: “Clay-Union respectfully requests that the Commission define its electric service territory to include the fifteen streetlights lying within its established service territory boundary in Clay County, South Dakota, and order the City of Vermillion to remove its service lines accordingly.”

3. All of the SDREA member companies that are distribution cooperatives have assigned service areas and are afforded the exclusive right to provide electric services within their assigned service territories. SDCL §49-34A-42. Each SDREA distribution cooperative member is required to file maps of their service areas with the South Dakota Public Utilities Commission. SDCL §49-34A-44. As electric service providers whose service areas are regulated by this Commission, every SDREA member company has an interest in and stands to be impacted by a Commission decision on the question raised in Clay-Union's petition.

4. SDREA seeks intervention herein based on the individual interests of each of its member companies based on their common interests of protecting the integrity of their assigned service areas, and to ensure that their assigned service areas cannot be compromised without adherence to the statutory authority granted to this Commission to regulate service territories.

5. Based on the foregoing, SDREA is an interested party in this docket and should be granted intervening party status.

DATED this 30th day of July, 2021.

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CERTIFICATE OF SERVICE

I, Darla Pollman Rogers, certify that a true and correct copy of South Dakota Rural Electric Association's Petition to Intervene was emailed to the following on the 30th day of July, 2021:

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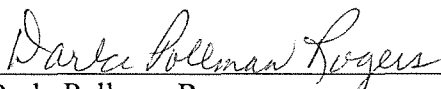
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