

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

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IN RE:  DAIRYLAND POWER COOPERATIVE	DOCKET NO. E-21906
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**ORDER SUSPENDING HEARING**

(Issued December 19, 2008)

On October 21, 2008, the Utilities Board (Board) issued an "Order Scheduling Show Cause Hearing" regarding a transmission line that Dairyland Power Cooperative (Dairyland) built without a franchise. The order scheduled a hearing for January 6, 2009.

On December 2, 2008, Dairyland filed a motion for compromise. In its motion, Dairyland admitted the violation and asked that the Board consider the mitigating circumstances outlined in the motion and accompanying affidavit. Dairyland requested that the Board determine and assess, without hearing, an amount of civil penalty the Board deems appropriate. On December 12, 2008, the Consumer Advocate Division of the Department of Justice filed a response indicating it did not object to Dairyland's motion to compromise.

The Board will suspend the hearing scheduled for January 6, 2009. If after completing its review of the motion and affidavit the Board determines a hearing is required, it will be rescheduled by subsequent order.

**IT IS THEREFORE ORDERED:**

The show cause hearing scheduled for January 6, 2009, in Docket No. E-21906 is suspended.

**UTILITIES BOARD**

/s/ John R. Norris

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ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

/s/ Darrell Hanson

Dated at Des Moines, Iowa, this 19<sup>th</sup> day of December, 2008.