

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Formal)	Application No. FC-1327
Complaint of the Nebraska Public)	
Advocate, seeking a)	
determination that Kinder)	
Morgan, Inc. and/or its)	
successor in interest, SourceGas)	
Distribution, LLC improperly)	SECOND PLANNING CONFERENCE
implemented, billed and received)	ORDER AND NOTICE OF ORAL
payment for interim and final)	ARGUMENTS
rates in NG-0036 for which)	
customers are entitled to a)	
credit or refund from Kinder)	
Morgan, Inc. and/or SourceGas)	
Distribution, LLC.)	
)	Entered: December 4, 2007

BY THE HEARING OFFICER:

On July 6, 2007, a formal complaint was filed with the Nebraska Public Service Commission (Commission) by the Nebraska Public Advocate (Complainant) against Kinder Morgan, Inc. (Kinder Morgan) and SourceGas Distribution, LLC, (SourceGas), as Kinder Morgan, Inc.'s successor in interest, (together Respondents). Answers were timely filed by the Respondents.

An initial planning conference was held in the above-captioned application on August 13, 2007, and oral arguments were held on certain legal arguments on October 30, 2007. The Commission issued its findings on the oral arguments in an order on November 20, 2007. SourceGas subsequently filed a Motion for Reconsideration and Oral Argument on December 3, 2007.

A second planning conference was held on December 4, 2007, at 1:00 p.m. in the Commission Niobrara Conference Room, 300 The Atrium, 1200 N Street, Lincoln; Nebraska, and via telephone conference with representatives of the Respondents. The following persons were present at the conference: for SourceGas on the limited issue of the proper party to the complaint, Mark A. Fahleson of Rembolt Ludtke LLP, for SourceGas, Steve Bruckner of Fraser Stryker; for the Public Advocate, Roger Cox and Jack Shultz of Harding & Shultz; and for the Commission, Director Laura Demman and Nichole Underhill. Participating via telephone, for Kinder Morgan, T.J. Carroll; and for SourceGas Distribution, LLC, Bud Becker.

As a result of the planning conference, several issues were decided. Therefore, this order serves to memorialize those decisions and to provide a timeline for proceeding in this application. The following schedule was agreed to by the parties:

<u>Date</u>	<u>Event</u>
January 2, 2008	Party Briefs for Oral Arguments Due
January 7, 2008	Oral Arguments

The Commission will assume that documents served in the following manner were received by the following dates:

<u>Method of Service</u>	<u>Date of Receipt</u>
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In person or by agent	Date of filing
Regular mail, certified mail,	Three days after
or	mailing
Registered mail	

<u>Method of Service</u>	<u>Date of Receipt</u>
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Facsimile sent before 5:00 p.m.	Date facsimile sent
CDT on a business day	
E-mail sent before 5:00 p.m.	Date E-mail sent
CDT on a business day	

Documents sent by facsimile or e-mail shall also be filed with a paper copy via mail.

Parties are encouraged to engage in negotiations; however, the conduct of negotiations does not relieve the parties of their obligation to meet filing deadlines.

Oral arguments in Application No. FC-1327 will be held on **January 7, 2008**, at 2:00 p.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the foregoing schedule for submission and service of the items discussed above be and is hereby adopted.

IT IS FURTHER ORDERED that oral arguments in Application No. FC-1327 will be held on January 7, 2008, at 2:00 p.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED in Lincoln, Nebraska, on this 4th day of December, 2007.

BY:

Gerald L. Vap
HEARING OFFICER