

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Aquila, Inc.	)	Application No. NG-0004.1
d/b/a Aquila Networks (Aquila),	)	
Omaha, seeking a waiver of the	)	
30-day notice period under Neb.	)	MODIFIED PLANNING
Rev. Stat. §66-1854 and to	)	CONFERENCE ORDER
recover the gas cost portion of	)	
uncollectible accounts through	)	
its Gas Cost Adjustment tariff.	)	Entered: September 28, 2005

BY THE COMMISSION:

O P I N I O N     A N D     F I N D I N G S

On June 27, 2005, Aquila, Inc. (Aquila) filed an application proposing that Aquila be permitted to recover the gas cost portion of Aquila's bad debt write-off through the Gas Cost Adjustment process. The Public Advocate timely filed a Petition for Formal Intervention. A hearing officer order was issued on August 15, 2005, scheduling this matter for hearing on October 12, 2005, at 10:00 a.m. and setting forth dates for discovery.

On September 27, 2005, the parties held an informal planning conference and agreed on the following with respect to the hearing of this matter.

The Public Advocate will file with the Commission direct testimony and any exhibits no later than **5:00 p.m., October 7, 2005**. In lieu of filing written direct testimony, Aquila's application and responses to discovery requests from the Public Advocate will be made an exhibit and entered into the record during the hearing.

A representative from Aquila and the Public Advocate's witness will each be available to answer questions during the hearing. Should the parties choose to submit post hearing briefs and late filed exhibits, they shall do so no later than **5:00 p.m. on October 21, 2005**.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer in the above-captioned matter that the Public Advocate shall file direct testimony no later than **5:00 p.m. on October 7, 2005.**

IT IS FURTHER ORDERED that in lieu of filing direct testimony, Aquila's application and responses to discovery requests from the Public Advocate will be made an exhibit and entered into the record during the hearing.

IT IS FINALLY ORDERED that should the parties choose to submit post hearing briefs and late filed exhibits, they shall do so no later than **5:00 p.m. on October 21, 2005.**

MADE AND ENTERED at Lincoln, Nebraska, this 28th day of September, 2005.

BY:

HEARING OFFICER