

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Black Hills	)	Application No. NG-0007.6/
Energy, Omaha, seeking to amend	)	PI-151
the Black Hills Energy Tariff	)	
with the Third Revised Tariff	)	ORDER EXTENDING DIRECT
Sheet Index No. 8, to provide	)	TESTIMONY DEADLINE
for an Annual Retail Service	)	
Credit, pursuant to Neb. Rev.	)	
Stat. sec. 66-1808.	)	Entered: September 17, 2009

BY THE HEARING OFFICER:

On May 29, 2009, Black Hills/Nebraska Gas Utility Company LLC, d/b/a Black Hills Energy ("Black Hills"), filed a Third Revised Tariff Sheet, Index No. 8, Purchased Gas Cost Adjustment ("PGA"), seeking to add provisions providing for an Annual Retail Service Credit. The revised tariff pages were set to become effective on July 1, 2009.

On June 19, 2009, Roger P. Cox, the Nebraska Public Advocate, ("PA") filed a Petition for Formal Intervention and Request to Suspend Operation of Proposed Tariff Changes.

The Nebraska Public Service Commission ("Commission") opened the above-captioned proceeding to review the Revised Tariff Sheet filed by Black Hills on May 29, 2009, and suspending the proposed Black Hill tariff provisions until further Order of the Commission.

A planning conference order with a procedural schedule was issued by the Hearing Officer on August 21, 2009. According the approved schedule outlined in the Planning Conference Order, Black Hills is to file direct testimony by the end of business on September 18, 2009.

On September 17, 2009, counsel for Black Hills contacted staff and requested a two week extension of the filing deadline for direct testimony as Black Hills and the PA are continuing negotiations on a stipulated agreement. Staff was also contacted by the PA indicating the PA had no objections to Black Hills' request for an extension of time to file its direct testimony.

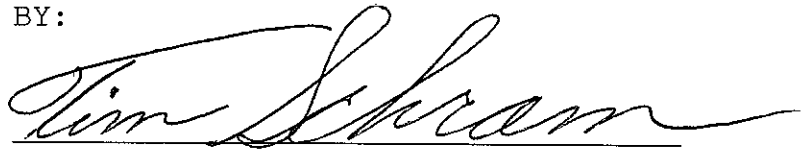
I find that an extension of time for Black Hills to file its direct testimony in the above-captioned proceeding should be granted. Therefore, I find that Black Hills has until **October 2, 2009**, to file direct testimony in the above-captioned proceeding.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the request by Black Hills/Nebraska Gas Utility Company LLC, d/b/a Black Hills Energy for an extension of the deadline to file direct testimony be, and is hereby, granted and the deadline for filing Black Hills/Nebraska Gas Utility Company LLC, d/b/a Black Hills Energy's direct testimony is extended to **Friday, October 2, 2009.**

MADE AND ENTERED in Lincoln, Nebraska, on this 17<sup>th</sup> day of September, 2009.

BY:

A handwritten signature in cursive script, reading "Tim Schram", written in dark ink. The signature is fluid and extends across the width of the text area.

Tim Schram  
HEARING OFFICER