

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Petition) Application No. NG-0014.1
seeking authority to transfer)
Competitive Natural Gas Provider)
Certificate from Seminole High) GRANTED
Plains, LLC, to Seminole Energy)
Services, LLC, both of Denver,)
Colorado.) Entered: June 24, 2008

BY THE COMMISSION:

By application filed March 13, 2008, Seminole High Plains, LLC (Seminole High Plains), Denver, Colorado, seeks authority to transfer Competitive Natural Gas Provider (CNGP) Certificate to Seminole Energy Services, LLC (Seminole Energy), Denver, Colorado. Notice of the application was published in the *Daily Record*, Omaha, Nebraska, on March 17, 2008.

The deadline for filing a protest or petition for intervention was April 16, 2008. Because no protests or petitions for intervention were filed, the Commission may process this application by modified procedure, pursuant to the Commission Rules of Procedure, 291 Neb. Admin. Code, Ch. 1, Rule 018.3.

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

The Commission finds that it has jurisdiction pursuant to *Neb. Rev. Stat. §§ 66-1848 to 66-1849 (2003 Supp.)*. Section 66-1849 provides in part:

The commission shall certify all competitive natural gas providers and aggregators providing natural gas services. In an application for certification, a competitive natural gas provider or aggregator shall reasonably demonstrate managerial, technical, and financial capability sufficient to obtain and deliver the services such provider or aggregator proposes to offer. The commission may establish reasonable conditions or restrictions on the certificate at the time of issuance.

In addition, Commission rules and regulations specify requirements for an application for authority as a CNGP. See, 291 Neb. Admin. Code, Ch. 9, Rule 009.

The Commission originally granted a certificate to Post Rock Gas, LLC, on February, 2004. Subsequently, the company changed its name to Seminole High Plains, LLC, as recognized by the Commission on March 28, 2007.

In support of the application, Seminole Energy submitted the consolidated financial statements and report of independent certified public accountants for Seminole Energy Services, LLC and Subsidiaries, for the years then ended December 31, 2007 and 2006.

Commission Staff Accountant Steve Stovall submitted a report indicating that the financial statements submitted provide evidence of adequate financial resources necessary to obtain and deliver the services the applicant proposes to offer.

Based upon the information provided in the application, the Commission finds that the provisions of *Neb. Rev. Stat.* §§ 66-1848, 66-1849 and applicable Commission rules and regulations are met. Seminole High Plains' application for authority should be granted, and that Seminole Energy Services should be issued a certificate of authority as a competitive natural gas provider consistent with the conditions set forth in this order.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the application for authority is hereby granted.

IT IS FURTHER ORDERED that this order be, and it is hereby made, the Commission's official certificate of authority to furnish the service authorized herein as a competitive natural gas provider.

MADE AND ENTERED at Lincoln, Nebraska, this 24th day of June, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director