

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Petition for)
Declaratory Ruling of Metropolitan) DOCKET NO. NG-0019
Utilities District of Omaha ("M.U.D."))
seeking a determination that Neb. Rev.)
Stat. §§ 57-1302 through 57-1307 and)
Neb. Rev. Stat. § 66-1849 and Neb.) PROCEDURAL ORDER
Admin. Code, Title 291, Chapter 9)
Sections 003.01 through 003.11 and) Entered: March 23, 2004
Section 009.01 do not apply to a)
natural gas supply and transportation)
arrangement between M.U.D. and Nebraska)
Public Power District ("N.P.P.D").)

BY THE COMMISSION:

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

On February 23, 2004, an application was filed by Metropolitan Utilities District of Omaha ("M.U.D.") seeking a determination that Neb. Rev. Stat. §§ 57-1302 through 57-1307 and Neb. Rev. Stat. § 66-1849 and Neb. Admin. Code, Title 291, Chapter 9 Sections 003.01 through 003.11 and Section 009.01 do not apply to a natural gas supply and transportation arrangement between M.U.D. and Nebraska Public Power District ("N.P.P.D").

On February 26, 2004, Notice of the filing of the above captioned application was published in The Daily Record. All formal interventions or protests must be filed by March 29, 2004. N.P.P.D. filed a Petition of Informal Intervention on March 15, 2004.

On March 8, 2004, interested parties were notified that the hearing on this matter was scheduled for March 31, 2004 at 10:00 a.m. in the Commission Hearing Room.

In order to process the application, the Commission sets forth a schedule for progression of this docket.

All exhibits must be filed no later than 5 p.m. on March 29, 2004.

The hearing on March 31, 2004 will be conducted as an evidentiary hearing. It is the Commission's understanding that M.U.D. intends to provide an outside court reporter for the proceedings.

Post-hearing briefs must be filed with the Commission and served on all parties within 10 days after completion of the hearing transcript.

O R D E R

IT IS THEREFORE ORDERED by the Commission in the above-captioned matter that the foregoing schedule for submission and service of the items discussed above is hereby adopted.

MADE AND ENTERED at Lincoln, Nebraska, this 23rd day of March, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director