

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of     )   Application No. NG-0036  
Kinder Morgan, Inc., Lakewood, Colo-   )  
rado, seeking approval of a general     )   ASSESSMENT ORDER  
rate increase.                             )   NO. GDS-006 REVOKED  
   )  
   )   Entered: April 17, 2007

BY THE COMMISSION:

1. On February 6, 2007, the Commission issued an order assessing Kinder Morgan, Inc. for costs of GDS Associates, Inc. associated with the above-captioned docket, totaling \$11,458.48 (Assessment Order No. GDS-006).

2. Subsequently, the Commission determined that the cap on investigation-related assessments under Neb. Rev. Stat. § 66-1840 had been exceeded by a total of \$22,257.48.

3. The Commission entered an order on April 10, 2007, in Application No. NG-0013,<sup>1</sup> which is the Commission's ongoing quarterly assessment docket, providing a credit to Kinder Morgan for the amount in excess of the cap for the current fiscal year, July 1, 2006 to June 30, 2007.

4. So that the records of the Commission accurately reflect the assessments made, the Commission finds that it should revoke Assessment Order No. GDS-006 to eliminate all assessments in excess of the cap for the current fiscal year.

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

Upon the recommendation of the Commission staff, the Commission finds that Assessment Order No. GDS-006 shall be revoked.

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<sup>1</sup> Application No. NG-0013, In the Matter of the Commission, on its own motion, to evaluate and establish, on a quarterly basis, an assessment for jurisdictional utilities pursuant to the State Natural gas Regulation Act, *Neb. Rev. Stat. § 66-1801 et seq.*

O R D E R

IT IS THEREFORE ORDERED by the Commission that Assessment Order No. GDS-006 shall be, and is hereby, revoked.

MADE AND ENTERED at Lincoln, Nebraska, this 17th day of April, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director