

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of SourceGas Dis-) Application No. NG-0072.1
tribution LLC, Golden, Colorado,)
seeking approval to adjust an)
infrastructure system replace-) ORDER NUNC PRO TUNC
ment cost recovery charge, pur-)
suant to Sections 66-1865 and)
66-1866 of the State Natural Gas)
Regulation Act.) Entered: August 19, 2014

BY THE COMMISSION:

The purpose of an order nunc pro tunc is to correct the record which has been made so that it will truly record the action taken which, through inadvertence or mistake, was not truly recorded. Interstate Printing Co. v. Dept. of Revenue, 236 Neb. 110, 459 N.W.2d 519 (1990). Clerical errors may be corrected by an order nunc pro tunc, but not judicial errors. Larson v. Bedke, 211 Neb. 247, 318 N.W.2d 253 (1982).

Upon review of the Commission's Order Approving Infrastructure System Replacement Recovery Charge (order) entered August 12, 2014, in Application NG-0072.1, it has come to our attention that clerical errors were made. The order approves a charge as of September 1, 2014 and requires SourceGas to reconcile the difference in revenues for a period of July 1 through June 30, which is incorrect. For consistency, the reconciliation period should run September 1 through August 31.

The order also discusses "the exception of a calculation error relating to accumulated deferred income tax", which does not apply in this application.

Therefore, the Commission enters this order nunc pro tunc to correct the errors and amends the original order as follows.

On page 2, under EVIDENCE, the first sentence of the last paragraph is replaced with the following:

The Public Advocate and SourceGas agreed that SourceGas' processes and controls are sufficient so as not to adversely affect the charge; that the application provided the required information; that the projects included were eligible for recovery; that the revenue requested was appropriate and that the amount and timing of the

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request was within the criteria set forth in the Act.

The reference to "July 1 through June 30" on page 3 is replaced with "September 1 through August 31".

The order is replaced with the following:

IT IS FINALLY ORDERED that SourceGas shall, for the period of September 1 through August 31 annually, reconcile the differences between the revenue resulting from the charge and pretax revenue approved by the Commission. The reconciliation and a request for any adjustments necessary to recover or refund any differences shall be filed with the Commission within sixty (60) days of the end of each twelve-month period.

All other terms and conditions of the prior order remain in full effect.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the August 12, 2014 order remains in effect as entered but is corrected as set forth herein.

MADE AND ENTERED at Lincoln, Nebraska, this 19th day of August, 2014.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Dune Boyle
Tim Schram
Reg Jones
Gerald Lee

Frank E. Landis
Chairman

ATTEST:

Steve Meredith
Executive Director

//s//Frank E. Landis