

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. NG-0078.4  
of Black Hills Gas Distribution, )  
LLC d/b/a Black Hills Energy for ) ORDER GRANTING FORMAL  
an order authorizing it to ) INTERVENTION, PROCEDURAL  
increase the Safety and ) SCHEDULE, NOTICE OF HEARING  
Integrity Charges (2018). )  
 ) Entered: November 8, 2017

BY THE HEARING OFFICER:

On October 2, 2017, Black Hills Distribution LLC, d/b/a Black Hills Energy (BHD), of Denver, Colorado, filed an application with the Nebraska Public Service Commission (Commission) seeking an order authorizing it to increase the System Safety and Integrity Rider Charge. A petition for Formal Intervention was filed by the Public Advocate (PA) on October 10, 2017.

I find that the petition for formal intervention shall be granted.

A proposed procedural schedule was circulated to BHD and the PA. After consultation with the parties, there were no objections to the procedural schedule as proposed. This order serves to formalize the timeline for proceeding in this docket.

### Service

Parties may meet filing deadlines outlined herein by sending an electronic copy of the filing via electronic mail to [deena.ackerman@nebraska.gov](mailto:deena.ackerman@nebraska.gov) and [ellie.rohr@nebraska.gov](mailto:ellie.rohr@nebraska.gov), so long as all parties are served via electronic mail contemporaneously with the email filing and a hard copy is received by the Commission within three (3) days of the email filing.

### Discovery

All discovery responses are due within ten (10) days of service, unless otherwise agreed to by the Parties. Any discovery request served after 3:00 p.m. shall be considered filed the following day for purposes of calculating response time. Parties should reference Nebraska Discovery Rules for general guidance as to the conduct of discovery. Should this order conflict with any provision of the Nebraska Discovery Rules, this order controls. Parties should make efforts to resolve any discovery disputes.

All parties should provide a courtesy copy of any discovery requests and responses to the Department. Such discovery requests and responses shall not be part of the official record

unless offered and accepted as exhibits during the hearing on the application. If using electronic mail, parties should send to [deena.ackerman@nebraska.gov](mailto:deena.ackerman@nebraska.gov) and [ellie.rohr@nebraska.gov](mailto:ellie.rohr@nebraska.gov).

### **Deadlines**

Deadlines for various events were established and are set forth in Appendix A.

### **Settlement**

All parties are encouraged to cooperate and engage in negotiations; however, the conduct of negotiations does not relieve the parties of their obligation to meet filing deadlines. Parties need not identify in settlement agreements specific dollar values attached to specific issues.

### **Hearing**

A Hearing in Docket NG-0078.4 will be held in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska beginning on **Tuesday, December 19, 2017, at 1:30 p.m. CST.**

### **Hearing Fee/Accommodations**

The Applicant has indicated it will arrange for a court reporter for the hearing on this matter and an expedited transcript will be provided. Therefore, the hearing fee of one hundred twenty-five dollars (\$125.00) for each half-day should be waived consistent with Commission policy.

If auxiliary aids or reasonable accommodations are needed for attendance at the meeting, please call the Commission at (402) 471-3101. For people with hearing/speech impairments, please call the Commission at (402) 471-0213 (TDD) or the Nebraska Relay System at (800) 833-7352 (TDD) or (800) 833-0920 (Voice). Advance notice of at least seven days is needed when requesting an interpreter.

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O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the above-mentioned petition for formal intervention be, and is hereby, granted consistent with the terms set forth herein.

IT IS FURTHER ORDERED that the deadlines and requirements established in this order and attached hereto are hereby adopted.

IT IS FURTHER ORDERED that hearing on this matter will commence on **Tuesday, December 19, 2017, at 1:30 p.m. CST.** in the Commission Hearing Room, 300 the Atrium, 1200 N Street, Lincoln, Nebraska.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 8<sup>th</sup> day of November, 2017.

*Frank Landis*

BY:

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Frank E. Landis  
HEARING OFFICER

**Appendix A**

<b>Date</b>	<b>Event</b>
Oct. 2, 2017	Application Filed.
Nov. 6	Protest Date
Nov. 27	Final date for discovery requests to be served by Public Advocate, Intervenor and Commission Staff on Applicant.
Dec. 6	All discovery responses from Applicant due to Public Advocate, Intervenor and Commission Staff.
Dec. 11	Public Advocate to file report on proposed SSIR.
Dec. 15	Applicant to file response to report.
Dec. 19	Hearing (1:30 p.m.).
Jan. 30, 2018	Last Grist for Order to be entered.
Feb. 1, 2018	Proposed Effective Date of SSIR.