SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Metropolitan) Application No. P-0013.21 Utilities District of Omaha, Omaha, providing notice required) by Neb. Rev. Stat. § 66-1863, as) ORDER CLOSING DOCKET amended, that it intends to extend or enlarge its service) Entered: June 23, 2009 area or extend a gas main.

BY THE COMMISSION:

OPINION AND FINDINGS

On May 18, 2009, an application was filed by Metropolitan Utilities District (Applicant) of Omaha, Nebraska, providing notice as required by Neb. Rev. Stat. § 66-1863(1) (Cum. Supp. 2006), of its intent to extend or enlarge its service area or extend a gas main.

The Commission sent notice on May 19, 2009, by U.S. Mail to Black Hills Energy, that protests or formal interventions must be filed on or before June 10, 2009. The Commission also posted notice of the application on the Commission website on May 19, 2009.

No protests or petitions for intervention were filed. Therefore, pursuant to Neb. Rev. Stat. § 66-1863(3), the proposed enlargement or extension is presumed to be in the public interest and Applicant may proceed with the extension or enlargement without further Commission action.

ORDER

IT IS THEREFORE ORDERED by the Commission that this docket be closed without further Commission action.

MADE AND ENTERED at Lincoln, Nebraska, this 23rd day of June, 2009.

COMMISSIONERS CONCURRING:

NEMBRASKA PUMBLIC SERVICE COMMISSION

ATTEST:

Executive Director

//s// Frank E. Landis