

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application    ) Application No. E-2157  
of Nebraska Public Power            )  
District, Columbus, seeking         )  
authority to construct, operate     ) PLANNING CONFERENCE ORDER  
and maintain an electric            ) AND NOTICE OF HEARING  
transmission line in Scotts         )  
Bluff County.                        ) Entered: September 11, 2007

BY THE HEARING OFFICER:

On August 13, 2007, Nebraska Public Power District ("NPPD") filed an application seeking authority to construct, operate and maintain an electric transmission in Scotts Bluff County. NPPD has informed the Commission that they have been unable to gain consent from all affected parties pursuant to Nebraska law<sup>1</sup> and Commission rules and regulations.<sup>2</sup> Therefore, NPPD has requested a hearing on the above-captioned application.

In order to process this filing, a planning conference was held in this matter on September 11, 2007, at 2:00 p.m. CST in the Commission, 300 The Atrium, 1200 N Street, Lincoln, Nebraska. The following persons participated in the conference: for NPPD, Bonnie Hostetler and Sue Loeske; for Burlington Northern Santa Fe Railroad (BNSF), Dan Slaughter of Wolfe Snowden Hurd Luers & Ahl; and for the Commission, Nichole Underhill, Staff Attorney, and M. Gene Hand, Director of Communications.

Therefore, this order serves to memorialize those decisions and to provide a timeline for proceeding in this docket. The following schedule was agreed to by the parties:

| <u>Date</u>        | <u>Event</u>                    |
|--------------------|---------------------------------|
| September 14, 2007 | Witness lists filed and served. |
| September 19, 2007 | Hearing                         |

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<sup>1</sup> Neb. Rev. Stat. § 75-710 et seq.

<sup>2</sup> See Nebraska Administrative Code Title 291, Chapter 7.

The Commission will assume that documents served in the following manner were received by the following dates:

**Method of Service****Date of Receipt**

In person or by agent

Date of filing

Regular mail, certified mail,  
or  
Registered mailThree days after  
mailing**Method of Service****Date of Receipt**Facsimile sent before 5:00 p.m.  
CST on a business day

Date facsimile sent

E-mail sent before 5:00 p.m.  
CST on a business day

Date E-mail sent

Documents sent by facsimile or e-mail shall also be filed with a paper copy via mail.

Parties are encouraged to engage in negotiations; however, the conduct of negotiations does not relieve the parties of their obligation to meet filing deadlines.

O R D E R

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

IT IS FURTHER ORDERED by the Hearing Officer in the above-captioned matter that a Hearing will be held on **September 19, 2007, at 2:30 p.m. CST** in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 11th day of September, 2007.

BY:

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Gerald L. Vap  
HEARING OFFICER