

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Formal	)	Application No. FC-1344
Complaint of U.S. Chicory, Inc.,	)	
Scottsbluff, v. SourceGas	)	
Distribution LLC, Lakewood,	)	ORDER DISMISSING COMPLAINT
Colorado, alleging inaccurate	)	AND CANCELLING HEARING
billing.	)	
	)	Entered: November 3, 2010

BY THE COMMISSION:

On July 14, 2010, a Formal Complaint was filed with the Nebraska Public Service Commission ("Commission") by U.S. Chicory, Inc., ("Complainant") Scottsbluff, Nebraska against SourceGas Distribution LLC, ("SourceGas" or "Respondent") Lakewood, Colorado alleging billing inaccuracies. An Answer was timely filed by SourceGas.

The Hearing Officer issued an order on September 28, 2010, scheduling a hearing on October 28, 2010, in the Panhandle Research & Extension Center in Scottsbluff, Nebraska, with a video link to the Commission Hearing Room in Lincoln. On October 25, 2010, the Hearing Officer entered an order continuing the hearing in the above-captioned docket to a date to be determined later.

On October 26, 2010, a Letter Agreement signed by the parties was filed with the Commission. The letter states that the Complainant and Respondent have reached agreement, the Complainant has agreed to release and discharge SourceGas fully and finally, from all claims or liability relating to the above-captioned Complaint resolving the issues presented in the Complaint. The Letter Agreement was accompanied by a Motion to Dismiss the above-captioned Complaint.

Upon consideration of the request and being fully advised, the Commission finds the request to be reasonable and finds that the above-captioned Complaint should be dismissed and the previously continued hearing should be cancelled.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned Formal Complaint be, and is hereby, dismissed.

IT IS FUTHER ORDER that the hearing previously scheduled in the above-captioned docket be, and is hereby, cancelled.

MADE AND ENTERED at Lincoln, Nebraska, this 3rd day of November, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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MADE AND ENTERED at Lincoln, Nebraska, this 3rd day of November, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Red Johnson*  
*Arne Borge*

Chairman

*Gerald L. Vap*

*Tim Schron*

ATTEST:

*Phil [Signature]*

//s// Frank E. Landis  
//s// Gerald L. Vap

Executive Director