

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE PETITION OF) TRANSCANADA KEYSTONE PIPELINE, LP) FOR ORDER ACCEPTING CERTIFICATION) OF PERMIT ISSUED IN DOCKET HP09-001) TO CONSTRUCT THE KEYSTONE XL) PIPELINE)	ORDER CHANGING MOTION) HEARING DATE AND ORDER) FOR AND NOTICE OF) SCHEDULING HEARING) HP14-001
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On September 15, 2014, TransCanada Keystone Pipeline, LP (Keystone) filed with the South Dakota Public Utilities Commission (Commission) a Petition for Order Accepting Certification under SDCL §49-41B-27 seeking an order accepting certification of the energy facility permit issued in Docket HP09-001 for construction of the Keystone XL Pipeline. On June 29, 2010, the Commission issued an Amended Final Decision and Order; Notice of Entry granting a permit to Keystone for construction of the Keystone XL Pipeline. Keystone now seeks an order accepting certification pursuant to SDCL 49-41B-27. The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-41B, specifically 49-41B-27, and ARSD Chapter 20:10:22.

On November 4, 2014, the Commission issued a Prehearing Scheduling Conference Order. On November 5, 2014, the Commission issued an Order for and Notice of Motion Hearing setting Keystone's Motion to Define the Scope of Discovery under SDCL § 49-41B-27 (Motion) for hearing on November 25, 2014.

On November 13, 2014, Commission Counsel held a telephonic prehearing scheduling conference attended by most of the intervenors in the case. The parties were unable to arrive at a consensus as to the appropriate schedule for consideration of this matter. On November 14, 2014, numerous intervenors filed motions for extension of time for filing responses to the Motion. Keystone does not object to a two week extension.

It is therefore

ORDERED, that a hearing on the Motion will be held by the Commission in connection with its regular meeting on December 9, 2014, beginning at 9:30 A.M. CST in Room 413 of the Capitol Building in Pierre, South Dakota. It is further

ORDERED, that intervenors' and the Commission's staff's responses to the Motion will be filed on or before December 1, 2014, and Keystone's reply to such responses will be filed on or before December 5, 2014, in conformity with SDCL 15-6-6(d). It is further

ORDERED, that at its regular meeting on December 9, 2014, the Commission will also hear from the parties regarding an appropriate procedural schedule for this matter and may render a decision setting a procedural schedule at such time. If parties are going to offer suggested procedural schedules to the Commission, such schedules shall be filed on or before December 1, 2014.

Dated at Pierre, South Dakota, this 14th day of November, 2014.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.
By: <u><i>Joy Lashley</i></u>
Date: <u><i>11.14.14</i></u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson

GARY HANSON, Chairman

Chris Nelson

CHRIS NELSON, Commissioner

Kristie Fiegen

KRISTIE FIEGEN, Commissioner