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

YANKTON SIOUX TRIBE'S SUGGESTED PROCEDURAL SCHEDULE

HP14-001

COMES NOW, Yankton Sioux Tribe, by and through Thomasina Real Bird with Fredericks Peebles & Morgan LLP, and hereby submits this Suggested Procedural Schedule in accordance with the November 14, 2014 Order Changing Motion Hearing Date and Order for and Notice of Scheduling Hearing.

The Yankton Sioux Tribe proposed that the Public Utilities Commission adopt the following procedural schedule:

| Initial discovery requests due from all parties. | 8 weeks from date Scheduling Order issued by the Commission. |
|---|---|
| Responses to initial discovery requests due. | 4 weeks after the initial discovery request due date. |
| Hearing on discovery requests (if needed). | 2 weeks after date for responses to discovery requests are due. |
| Supplemental discovery requests due. | 6 weeks after responses to initial discovery request received. |
| Responses to supplemental discovery requests due. | 4 weeks after the supplemental discovery request due date. |

| Hearing on supplemental discovery requests (if needed). | 2 weeks after date for responses to supplement discovery requests are due. |
|---|--|
| Additional Applicant pre-filed testimony due; Commission staff pre-filed testimony due. | 4 weeks after final hearing on discovery requests and compliance with any orders issued as a result of a hearing, or after compliant responses are received. |
| Intervenor pre-filed testimony due. | 4 weeks after additional Applicant and Commission Staff testimony filed. |
| Applicant rebuttal testimony due. | 4 weeks after Intervenor testimony filed. |
| Prehearing conference with all parties | 4 weeks prior to hearing date. |
| Evidentiary hearing. | 4 weeks after Applicant rebuttal testimony filed. |

Respectfully submitted this 15th day of December, 2014.

Thomasina Real Bird, SD Bar No. 4415

FREDERICKS PEEBLES & MORGAN LLP

1900 Plaza Drive

Louisville, Colorado 80027 Telephone: (303) 673-9600 Facsimile: (303) 673-9155 Email: trealbird@ndnlaw.com

Attorney for Yankton Sioux Tribe