

**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 FOR AND NOTICE OF
MOTION HEARING ON LESS
THAN 10 DAYS' NOTICE**

HP14-001

On September 15, 2014, TransCanada Keystone Pipeline, LP (TransCanada) 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 TransCanada for construction of the Keystone XL Pipeline. TransCanada 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 Chapters 20:10:01, specifically 20:10:01:22.02, and 20:10:22.

On September 18, 2014, the Commission electronically transmitted notice of the filing and the intervention deadline of October 15, 2014, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. Applications for Party Status were received from forty-three persons, and on November 4, 2014, the Commission issued an Order Granting Intervention and Party Status to forty-two of the applicants. Two parties have since been granted withdrawal of party status. On December 17, 2014, the Commission issued an Order Granting Motion to Define Issues and Setting Procedural Schedule (Order).

On March 25, 2015, the Commission received a Motion to Amend Procedural Schedule (Motion) from Rosebud Sioux Tribe, seeking to change the date in the Order on which pre-filed testimony is due.

Pursuant to ARSD 20:10:01:22.02, the Commission may order a hearing on less than ten days notice if the Commission determines good cause exists therefor. The Commission finds that because the deadline for filing pre-filed testimony set forth in the Order is April 2, 2015, which is less than ten days from today's date and the date of the filing of the Motion, a hearing on ten days notice would render the Motion moot and that good cause therefore exists to hear the Motion on less than ten days notice. It is therefore

ORDERED, that a hearing on the Motion will be held by the Commission in connection with its regular meeting on March 31, 2015, beginning at 9:30 A.M. CST in Rm. 413, Capitol Building.

Dated at Pierre, South Dakota, this 26th day of March, 2015.

<p>CERTIFICATE OF SERVICE</p> <p>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 or by mail.</p> <p>By: <u>[Signature]</u></p> <p>Date: <u>3/26/15</u></p> <p align="center">(OFFICIAL SEAL)</p>

BY ORDER OF THE COMMISSION:

[Signature: Chris Nelson]

CHRIS NELSON, Chairman

[Signature: Kristie Fiegen]

KRISTIE FIEGEN, Commissioner

[Signature: Gary Hanson]
GARY HANSON, Commissioner