

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

3) **IN THE MATTER OF THE PETITION**)
4) **OF TRANSCANADA KEYSTONE**) **MOTION EXPAND TIME**
5) **PIPELINE, LP FOR ORDER**)
6) **ACCEPTING CERTIFICATION OF**) **HP14-001**
7) **PERMIT ISSUED IN DOCKET HP09-001**)
8) **TO CONSTRUCT THE KEYSTONE XL**)
9) **PIPELINE.**)
10)
11)
12)
13)
14)
15)
16)
17)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)
29)
30)
31)
32)
33)
34)
35)
36)
37)
38)
39)
40)
41)
42)
43)
44)
45)
46)
47)
48)
49)
50)
51)
52)
53)
54)
55)
56)
57)
58)
59)
60)
61)
62)
63)
64)
65)
66)
67)
68)
69)
70)
71)
72)
73)
74)
75)
76)
77)
78)
79)
80)
81)
82)
83)
84)
85)
86)
87)
88)
89)
90)
91)
92)
93)
94)
95)
96)
97)
98)
99)
100)

COMES NOW the Rosebud Sioux Tribe – Tribal Utility Commission and moves the Commission to expand time on Applicant’s Motion to Define Discovery Under SDCL 49-41B.27, filed on October 30, 2014.

The Commission submitted its scheduling order on this matter on November 5, 2014, setting a response deadline of November 17, 2014. This shortened timeline only allows eight (8) working days for parties to respond on an issue that will set the stage for the entire pendency of this action.

Respondent RST Tribal Utility Commission has been reviewing available controlling regulations and previous record relative to the prior permit in order to formulate an informed response to Keystone’s request. In doing so, RST Tribal Utility Commission has concluded that it objects to the motion to restrict discovery as filed by Keystone. Without an additional month to complete review of relevant regulations, law and Keystones prior filings, however, intervenor RST Tribal Utility Commission is unable to adequately articulate the disadvantages to interveners which would result from articulating a response to the Keystone motion within the current time frame set by the Commission. Therefore, RST Tribal Utility Commission requests an additional thirty days to respond to the above referenced motion.

1
2 Dated this 14th Day of November, 2014.
3

4 s/Mary Turgeon Wynne, Esq. SDBA 1873
5 Rosebud Sioux Tribe - Tribal Utility Commission
6 153 South Main Street, Mission, South Dakota 57555
7 Tel: (605)856-2727 Fax: (605)856-2965
8 email: tuc@rosebudsiouxtribe-nsn.gov
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25