

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

**IN THE MATTER OF THE APPLICATION BY)
TRANSCANADA KEYSTONE PIPELINE, LP)
FOR A PERMIT UNDER THE SOUTH DAKOTA)
ENERGY CONVERSION AND TRANSMISSION)
FACILITIES ACT TO CONSTRUCT THE)
KEYSTONE XL PROJECT)**

**ORDER ESTABLISHING
BRIEFING SCHEDULE**

HP09-001

On March 12, 2009, TransCanada Keystone Pipeline, LP (Keystone) filed with the South Dakota Public Utilities Commission (Commission) an Application for a Permit for the Keystone XL Pipeline under the Energy Conversion and Transmission Facility Act (Application) for the South Dakota portion of the proposed Keystone XL Project (Project). Public input hearings on the Project were held on April 27 and 28, 2009, in Winner, Phillip and Buffalo, South Dakota. A formal evidentiary hearing on the Application was held on November 2-4, 2009, at which Keystone, Dakota Rural Action and the Commission's staff appeared and participated. An additional public input hearing was also held on November 3, 2009, in Pierre in conjunction with the formal hearing.

The following schedule is established for parties who desire to submit briefs or proposed findings of fact and conclusions of law (F&CI) for the Commission's consideration prior to decision:

- Simultaneous initial briefs and F&CI due January 20, 2009
- Simultaneous reply briefs and comments/revisions to F&CI due February 2, 2009

It is therefore

ORDERED, that all parties who desire to submit briefs and/or proposed findings of fact and conclusions of law for the Commission's consideration prior to decision in this matter shall comply with the above schedule except as the Commission shall otherwise order.

Dated at Pierre, South Dakota, this 30th day of December, 2009.

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>Demaris Althelm</u>
Date: <u>12-30-09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman DA

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner