

**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 or 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 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 20:10:22 and 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. Three 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. On May 5, 2015, the Commission issued an Amended Procedural Schedule, setting the evidentiary hearing for July 27-31, and August 3-4, 2015. On July 24, 2015, as of the time of the issuance of this order, two pre-hearing motions for reconsideration of Commission orders to preclude had been filed, both of which were filed after 2:00 P.M. CDT. The Commission is unaware of whether other pre-hearing motions will be filed prior to the commencement of the evidentiary hearing at 9:00 A.M. CDT on July 27, 2015.

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 evidentiary hearing is scheduled to begin on July 27, 2015, good cause exists to hear any motions received after 12:00 P.M. CDT on July 24, 2015, on less than ten days' notice. It is therefore

ORDERED, that all motions received by the Commission after 12:00 P.M. on July 24, 2015, will be heard a by the Commission prior to the beginning of the evidentiary hearing on July 27, 2015, beginning at 9:00 A.M. CDT in Rm. 414, Capitol Building, Pierre, SD.

Dated at Pierre, South Dakota, this 24th day of July, 2015.

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 or by mail.

By: _____

Date: 7/24/15

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Chairman

Gary Hanson

GARY HANSON, Commissioner