

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING

IN THE MATTER OF THE JOINT )  
APPLICATION OF CHEYENNE LIGHT, FUEL )  
AND POWER COMPANY; BLACK HILLS ) Docket No. 30003-69-GA-16  
ENERGY, A DIVISION OF CHEYENNE LIGHT, ) Docket No. 30005-213-GA-16  
FUEL AND POWER COMPANY; BLACK HILLS ) Docket No. 30011-94-GA-16  
NORTHWEST WYOMING GAS UTILITY ) Docket No. 30022-267-GA-16  
COMPANY, LLC; AND BLACK HILLS GAS ) (Record No. 14363)  
DISTRIBUTION, LLC, FOR AN ACCOUNTING )  
ORDER TO ESTABLISH INDIVIDUAL )  
REGULATORY ASSETS FOR THE COST OF )  
COMPLIANCE )

SCHEDULING ORDER  
(Issued June 9, 2016)

This matter is before the Wyoming Public Service Commission (Commission) upon its own motion, to establish a procedural schedule for the proceedings in the above-docketed matter.

The Commission, having reviewed its files in this matter, the parties' positions and comments at the scheduling conference, and being otherwise fully advised in the premises, FINDS AND CONCLUDES:

1. A duly noticed scheduling conference was held on June 9, 2016. Participating in person were Lori Brand and Michelle Bohanan, on behalf of the Commission Staff; Paul Hickey, local counsel, appeared in person with Douglas Law, Corporate Counsel; and Bill Meckling, Regulatory Affairs Manager, appearing by telephone on behalf of the Joint Applicants. Chris Leger, Counsel, participated in person for the Wyoming Office of Consumer Advocate (OCA).

2. The following procedural schedule, agreed upon by the parties at the scheduling conference, is accordingly set (all times are Mountain Time):

|  |                                  |
|--|----------------------------------|
| Deadline for Joint Applicants to pre-file direct testimony   | June 27, 2016                    |
| Deadline for Intervenor to complete discovery on Applicant testimony. <b><i>All responses are due within 7 business days of receipt</i></b>                      | July 26, 2016                    |
| Deadline for Intervenor to pre-file direct testimony   | August 5, 2016 by 3:00 p.m.      |
| Deadline for Joint Applicants to file rebuttal testimony and for Intervenor to file cross-answer testimony   | September 2, 2016, by 3:00 p.m.  |
| Deadline to complete all discovery. <b><i>All responses are due within 5 business days of receipt. (See paragraph 4)</i></b>                                     | September 16, 2016, by 5:00 p.m. |
| Deadline for all parties to exchange exhibits  | October 5, 2016                  |
| Deadline for parties to file any pre-hearing reports, pre-hearing motions, any objections to pre-filed testimony and exhibits. ( <i>see paragraphs 3 and 5</i> ) | October 7, 2016, by 3:00 p.m.    |

|  |                                 |
|--|---------------------------------|
| Deadline to file exhibits, and exhibit index ( <i>see paragraphs 3 and 5</i> ) | October 7, 2016, by 3:00 p.m.   |
| Pre-hearing Conference ( <i>see paragraph 5</i> )                              | October 18, 2016, at 10:00 a.m. |
| Exhibit Conference   | October 26, 2016, at 8:30 a.m.  |
| Public Hearing 2 days  | October 26, 2016, at 9:00 a.m.  |

3. All pre-filed direct, rebuttal and cross-answer testimony, exhibits, exhibit indexes, and pre-hearing documents are to be filed electronically on the Commission's Docket Management System (DMS) website at <http://dms.wyo.gov> and served on all parties on or before the deadline dates. Such filings and all attachments shall be uploaded in "searchable .pdf" format. If you are not clear on this process, contact the Commission's IT staff for assistance at 307-777-7427. All pre-filed, rebuttal and cross-answer testimony shall be sworn and notarized. Exhibit indexes shall set forth the proper numbering of exhibits, consistent with the party's presentation of witnesses. The exhibit indexes shall refer to numbered, labeled and bates stamped exhibits the party intends to offer into the record, including all pre-filed testimonies and exhibits that will be adopted by testifying witnesses. On October 7, 2016, by 3 p.m., the parties shall file 7 bound copies of their exhibits, exhibit index, together with an electronic version, as follows:

a) Individually tabbed, consecutively bates stamped, and bound in a three ring binder (which shall not exceed 4 inches in width);

b) All bates stamping will be located at the bottom, right hand corner of each document;

c) If more than one binder is required, each binder shall be separately identified as Vol. I, Vol. II, etc., and shall show which exhibits are included therein;

d) All binders shall include a binder cover sheet and spine label (if the binder includes confidential material please print the cover sheet, label, and all confidential materials on yellow paper);

e) See the following examples for formatting exhibit tabs:

Joint Applicant Company  
Exhibit 1 - Map

Joint Applicant Company  
Vol. I, Exhibit 1

Joint Applicant Company  
Vol. II, Exhibit 12

f) In the event the parties reach a stipulation and agreement, the stipulation shall be marked as Joint Exhibit A with stipulation testimony of the parties to follow as Joint Exhibits B, C, D, etc.

The Joint Applicants shall include their "Joint Application" filed on April 8, 2016, as Exhibit 1. All Sections attached to the Joint Application shall be numbered by the Joint Applicants as separate exhibits. **Each party shall provide an additional copy of its exhibit index and binder(s) containing all exhibits to the Court Reporter when the Hearing Officer accepts the exhibits into the record at the exhibit conference on October 26, 2016, at 8:30 a.m.**

For purposes of exhibit labeling, the following numbering system shall be used:



| Party                    | Numbers |
|--------------------------|---------|
| Joint Applicant          | 1-99    |
| Commission (Not a Party) | 100-199 |
| OCA                      | 200-299 |
| Joint Party Exhibits     | A-Z     |

4. To the extent possible, parties should resolve discovery disputes among themselves. Failing in this, the parties shall bring disputed discovery matters immediately to the attention of the Commission as pleadings with any documentation reflecting the dispute. The moving party in any such discovery dispute must certify that it has in good faith conferred or attempted to confer with the party not making the disclosure in an effort to secure the disclosure without Commission action. The Commission waives any restriction on the number of discovery requests, but the parties retain the right to object if abuse of this waiver occurs.

5. Prior to the Pre-Hearing Conference, the parties shall confer regarding stipulations to uncontroverted facts and the use of joint exhibits to avoid unnecessary duplication. Prior to the pre-hearing Conference, each party, shall have thoroughly reviewed all proposed exhibits of the other parties and be prepared to acknowledge the specific exhibits to which they intend to object to and the specific exhibits to which they will stipulate to admission. By October 7, 2016, each party shall file with the Commission the following described pre-hearing report documents. ***The parties shall segregate the required information into separate documents:***

a) A current summary of the contention of the party entitled “(Party name) *Updated Summary of Contentions.*”

b) A summary of remaining issues of fact and law for determination by the Commission.

c) For each witness who will testify to matters not included in pre-filed testimony, a brief summary of the witness’s proposed testimony which specifies the issue(s) to which the testimony will be directed together with an estimation of the length of time it will take to present the party’s case.

d) A single, stipulated (by all parties) current summary of the uncontroverted and stipulated facts entitled, “Stipulated Summary of Uncontroverted Facts.” This item is to be filed jointly by all the parties rather than individually.

6. No late-filed documents will be accepted for filing by the Commission without an accompanying motion for good cause shown by the party missing any deadline set forth in paragraph 2 above.

7. Parties not able to attend the Pre-Hearing Conference in person may participate by phone by dialing the Commission’s conference call phone number at 1-877-735-7186. Parties appearing by telephone are asked to contact Meridith Bell prior to the Pre-Hearing Conference at (307) 777-5718 or [meridith.bell@wyo.gov](mailto:meridith.bell@wyo.gov) to advise the Commission that they will be participating by phone or in person.

8. Any party that wishes to cease participation in this proceeding shall file a *Petition for Leave to Withdraw*, which shall include a statement or explanation describing the effect, if any, on the public interest and the orderly and efficient conduct of the proceeding of such party's withdrawal. Parties shall be permitted to withdraw only upon a showing that no material detriment to the public interest or the orderly and efficient conduct of the proceeding is likely to result therefrom.

9. The public hearing regarding the above captioned matter will commence October 26, 2016, at 9:00 a.m., at the Commission's offices located at 2515 Warren Avenue, Suite 300, in Cheyenne, Wyoming.

10. This *Order* is effective immediately.

MADE and ENTERED at Cheyenne, Wyoming, on June 9, 2016.

BY ORDER OF THE COMMISSION:



  
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LORI L. BRAND, Assistant Secretary  
Wyoming Public Service Commission  
2515 Warren Avenue, Suite 300  
Cheyenne, WY 82002