

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of)	<u>DOCKET NO. 98-057-12</u>
QUESTAR GAS COMPANY for Approval of)	
a Natural Gas Processing Agreement)	
-----)	
In the Matter of the Application of)	<u>DOCKET NO. 99-057-20</u>
QUESTAR GAS COMPANY for a General)	
Increase in Rates and Charges)	
-----)	
In the Matter of the Application of)	<u>DOCKET NO. 01-057-14</u>
QUESTAR GAS COMPANY to Adjust Rates)	
for Natural Gas Service in Utah)	
-----)	
In the Matter of the Application of)	<u>DOCKET NO. 03-057-05</u>
QUESTAR GAS COMPANY to Adjust Rates)	
for Natural Gas Service in Utah)	<u>SCHEDULING ORDER</u>

ISSUED: August 26, 2003

By the Commission:

On August 18, 2003, a scheduling hearing was held pursuant to notice in Docket Nos. 98-057-12, 99-057-20 and 01-057-14. In addition, procedural issues associated with the Petition to Adjust Questar Gas Company's 191 Pass-Through Account filed by the Committee of Consumer Services in Docket No. 03-057-05 were considered. Although no notice was provided of a hearing in Docket No. 03-057-05, all parties in that docket were present at the scheduling hearing. C. Scott Brown and Colleen Larkin Bell of Questar Gas Company, Gregory B. Monson of Stoel Rives LLP, and Gary G. Sackett of Jones, Waldo, Holbrook & McDonough, P.C. appeared for Questar Gas Company; Michael Ginsberg, Assistant Attorney General, and Patricia Schmid, Assistant Attorney General, appeared for the Division of Public Utilities; Reed T. Warnick, Assistant Attorney General, appeared for the Committee of Consumer Services; Gary A. Dodge of Hatch James & Dodge appeared for the Utah Association of Energy Users; and Jeff Fox entered the appearances of Crossroads Urban Center, Utah Legislative Watch, and Salt Lake Community Action Program.

At the outset of the hearing, Commission Chairman Ric Campbell announced that he, Commission Chief of Staff, Lowell Alt, and Commission Legal Counsel and Administrative Law Judge, Douglas C. Tingey, would not participate in substantive deliberations on this matter in order to avoid any appearance of impropriety. Chairman Campbell and Messrs. Alt and Tingey participated in various capacities for parties in issues addressed in the Utah Supreme Court's decision in *Committee of Consumer Services v. Public Service Commission of Utah*, 2003 UT 29 (August 1, 2003). Chairman Campbell further announced that the Commission had requested that the Governor appoint a commissioner pro tempore because it believed the matter should be heard by three commissioners. He then excused himself. Commissioner White presided over the balance of the hearing.

Following discussion, the parties agreed that briefing of threshold jurisdictional and procedural issues, including the Commission's authority in light of the decision of the Utah Supreme Court in *Committee of Consumer Services v. Public Service Commission of Utah*, 2003 UT 29 (August 1, 2003), would be an appropriate step before any further proceedings are undertaken by the Commission in these dockets. The parties proposed a schedule for briefing. Based upon the foregoing and good cause appearing, the Commission makes the following procedural order.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

1. The following schedule shall govern initial briefing unless otherwise ordered by the Commission:

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| September 25, 2003 | Deadline for filing by Questar Gas Company and the Committee of Consumer Services of initial briefs on the Commission's authority in light of the decision of the Supreme Court and related threshold jurisdictional and procedural issues. |
| October 23, 2003 | Deadline for filing by all parties of responsive briefs to the initial briefs. |
| November 5, 2003 | Deadline for filing of reply briefs to the responsive briefs. |

2. During the course of or following the filing of briefs, the Commission may request that the parties brief specific issues. Following the filing of briefs, the Commission may schedule oral argument or other proceedings in its discretion or based on the request of a party.

3. The parties shall, if possible, serve all filings by electronic mail. If any party does not have an electronic mail address or is unable to send documents by electronic mail, service shall, if possible, be by facsimile. If a party has neither an electronic mail address nor a facsimile number or a party is unable to serve documents by electronic mail or facsimile, documents shall be served by hand delivery or overnight courier at the discretion of the serving party. It is understood that attachments or exhibits that are not available electronically and which are too bulky to be served by facsimile will be either hand-delivered or sent by overnight courier to parties who would otherwise be entitled to receive service of them by electronic mail or facsimile.

4. In compliance with the Americans with Disabilities Act, individuals needing special accommodations, including auxiliary communications aids and services, during any conference or hearing in these dockets should notify Julie Orchard, Commission Secretary, 160 East 300 South, Room 400, P.O. Box 45585, Salt Lake City, Utah 84145-0585, Telephone:

(801) 530-6713, at least three working days in advance of the conference or hearing.

DATED at Salt Lake City, Utah this 26th day of August, 2003.

/s/ Constance B. White, Commissioner

/s/ Ted Boyer, Commissioner

Attest:

/s/ Julie Orchard,
Commission Secretary

G#34894 (Docket No. 98-057-12)
G#34954 (Docket No. 99-057-20)
G#34955 (Docket No. 01-057-14)
G#34956 (Docket No. 03-057-05)