

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF MILLENNIUM ENERGY, INC.	)	
FOR APPROVAL OF A CERTIFICATE OF	)	CASE NO.
CONVENIENCE AND NECESSITY TO	)	99-115
OPERATE A NATURAL GAS LINE IN	)	
OHIO COUNTY	)	

O R D E R

This matter arises on motion of Titan Energy Group, Inc. (“Titan”), filed February 29, 2000, for full intervention herein. As grounds for its motion, Titan states that it should serve the area relative to Millennium Energy, Inc.’s (“Millennium”) application in this case. Taking judicial knowledge of its proceedings, decisions and orders, the Commission finds, however, that Titan is not a utility pursuant to KRS 278.010 and that it has not been certified by the Commission as a local distribution company. Titan is an intrastate transporter serving only Purdue Farms in Ohio County pursuant to a special contract. Titan does not hold a franchise to serve the area relative to Millennium’s application. Titan has no pending application to provide service in the area and has articulated no intent to do so. Accordingly, its contention that it has a special interest justifying intervention herein is in error.

On January 20, 1999, Case Number 98-550<sup>1</sup> was dismissed by the Commission for lack of jurisdiction. Millennium’s application is currently being reviewed by

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<sup>1</sup> Case No. 98-550 – The Application of Gasco Distribution Systems, Inc. for Approval of the Transfer of Kentucky Oil Gathering Corporation Pipeline and Gas Transportation Contract.

Commission Staff. Titan has not demonstrated that its inclusion as a party herein will assist the Commission in its proceedings. Instead, intervention by Titan would serve only to unduly complicate the proceedings. 807 KAR 5:001, § 3(8).

IT IS HEREBY ORDERED that the motion of Titan to intervene is denied.

Done at Frankfort, Kentucky, this 10<sup>th</sup> day of March, 2000.

By the Commission

ATTEST:

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Executive Director