

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THOMAS DEAN STAUFFER)	
)	
COMPLAINANT)	
)	
V.)	CASE NO. 2007-00399
)	
BRANDENBURG TELEPHONE COMPANY)	
)	
DEFENDANT)	

O R D E R

On March 20, 2008, Complainant moved the Commission to add David Stauffer and Ilissa Stauffer as co-complainants against Brandenburg Telephone Company. Finding that the motion does not comply with the proper procedure for seeking intervention, we deny the motion.

The procedure for becoming a party to a formal proceeding before the Commission is to request intervention. 807 KAR 5:001, Section 3(8), prescribes the method by which a person can seek intervention in a case before the Commission. 807 KAR 5:001, Section 3(8), states in pertinent part:

In any formal proceeding, any person who wishes to become a party to a proceeding before the commission may by timely motion request that he be granted leave to intervene. Such motion shall include his name and address and the name and address of any party he represents and in what capacity he is employed by such party.

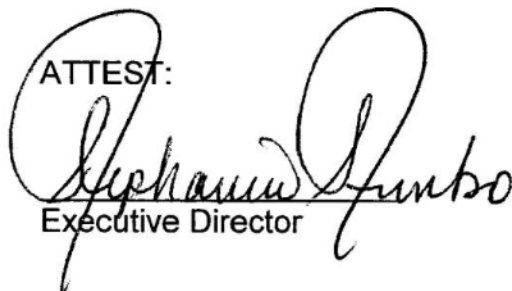
The procedure for requesting intervention in a formal proceeding before the Commission requires that such a request be made by the person seeking intervention, or by a party duly authorized to represent that party. Neither 807 KAR 5:001, Section 3(8), nor any other Commission regulation, allows a party to add other entities to a proceeding merely at that party's request.

In this case, it appears that Complainant alone is making the request. Complainant makes no representation, nor does the record reflect, that he has the authority to make the request or to take any other formal action on behalf of either David or Ilissa Stauffer. Accordingly, we find that Complainant's motion should be denied.

IT IS THEREFORE ORDERED that Complainant's motion to add Ilissa Stauffer and David Stauffer as co-complainants is denied without prejudice.

Done at Frankfort, Kentucky, this 28th day of March, 2008.

By the Commission

ATTEST:

Executive Director