

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF COLUMBIA)	CASE NO.
GAS OF KENTUCKY, INC. FOR)	2009-00141
AN ADJUSTMENT IN RATES)	

O R D E R

On May 8, 2009, Jim Stewart, Kentucky House of Representatives for the 86th Legislative District,¹ submitted a letter, which the Commission will treat as a motion, in which he requested permission to intervene in this proceeding.

807 KAR 5:001, Section 3(8), governs intervention in Commission proceedings and provides in pertinent part:

If the commission determines that a person has a special interest in the proceeding which is not otherwise adequately represented or that full intervention by party is likely to present issues or to develop facts that assist the commission in fully considering the matter without unduly complicating or disrupting the proceedings, such person shall be granted full intervention.

Thus, the regulation requires a person seeking to intervene to establish either (1) "a special interest" in the proceeding that is not already adequately represented, or (2) that his or her intervention is likely to develop facts and issues which will assist the Commission without unduly complicating or disrupting the proceeding.

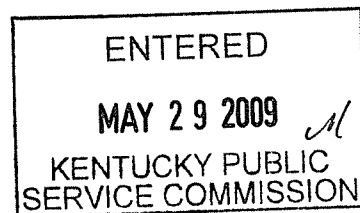
¹ Representative Stewart's legislative district includes Knox County and part of Laurel County. See www.lrc.ky.gov/legislator/H086.htm.

The Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention (“Attorney General”), is a party to this proceeding and is charged by statute with representing the interests of all consumers.²

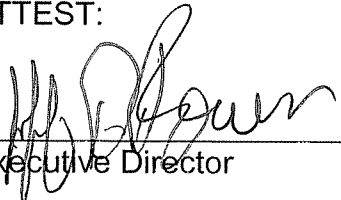
Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that Representative Stewart has offered no factual basis to justify his request as he has not demonstrated that he will not be adequately represented by the Attorney General or that he is likely to assist the Commission in rendering its decision. Therefore, we find that his motion should be denied without prejudice.

IT IS THEREFORE ORDERED that Representative Jim Stewart’s motion for intervention is denied without prejudice.

By the Commission



ATTEST:



Executive Director

² The Commission granted the Attorney General full intervention in this proceeding on May 8, 2009.

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