

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES)	CASE NO.
COMPANY FOR AN ORDER APPROVING THE)	2009-00174
ESTABLISHMENT OF A REGULATORY ASSET)	

O R D E R

On May 27, 2009, Representative Jim Stewart, of the 86th Legislative District in the Kentucky House of Representatives,¹ submitted a letter, which the Commission will treat as a motion, requesting full intervenor status 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.

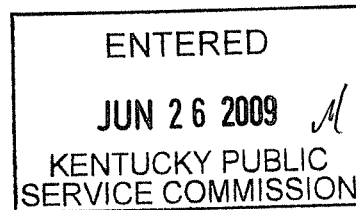
Thus, the regulation requires a person seeking to intervene to establish either (1) “a special interest” in the proceeding that is not already adequately represented, or (2) that his or her intervention is likely to develop facts and issues which will assist the Commission without unduly complicating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

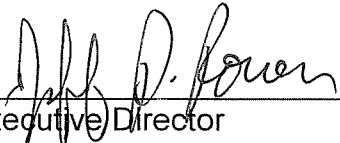
Based on a review of the motion and being otherwise sufficiently advised, the Commission finds that Representative Stewart has offered no factual basis to justify his request as he has not demonstrated that he has a special interest in the issues to be adjudicated in this case or that he is likely to 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

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