

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ADJUSTMENT OF GAS AND ELECTRIC RATES)
OF LOUISVILLE GAS AND ELECTRIC COMPANY) CASE NO. 10064

O R D E R

On December 15, 1987, Western Kentucky Gas Utility Company ("West Kentucky Gas") filed a motion requesting full intervention in this proceeding for the purpose of "monitoring and following Louisville Gas and Electric's cost of service presentation to the Commission." On December 28, TXG Marketing Company ("TXG") also filed a motion for full intervention to "monitor the transportation tariffs and their related terms and conditions as filed by the Applicant."

A motion to intervene must be reviewed to determine if it complies with the guidelines set forth in 807 KAR 5:001, Section 3(8), "Intervention and parties." This regulation provides, in pertinent part, that:

[A] request for full intervention. . . shall specify his interest in the proceeding. 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.

The motions filed by West Kentucky Gas and TXG do not disclose the existence of any "special interest" in this

proceeding. Both motions request intervention solely to monitor and follow the proceeding. Such an interest is only general in nature. There has been no allegation that West Kentucky Gas or TXG will represent any interest that is not otherwise adequately represented or that either will participate to present issues or develop facts to assist the Commission in its consideration of this case.

Based on a review of the motions and the applicable regulation, the Commission is of the opinion and hereby finds that neither West Kentucky Gas nor TXG possesses the requisite special interest to justify being granted full intervenor status. Both movants can fulfill their interest to monitor and follow this proceeding by reviewing the Commission's official case file which contains every document in the record, and attending all hearings which are open to the public. The Commission's findings are without prejudice to either movant's right to renew its motion and disclose a special interest in this proceeding.

IT IS THEREFORE ORDERED that the motions of West Kentucky Gas and TXG requesting full intervention be and they hereby are denied without prejudice.

Done at Frankfort, Kentucky, this 11th day of January, 1988.

PUBLIC SERVICE COMMISSION

Richard D. Korman, Jr.
Chairman

Robert M. Davis
Vice Chairman

Spencer N. Williams
Commissioner

ATTEST:

Executive Director