

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF KENTUCKY-OHIO GAS COMPANY)
FOR APPROVAL OF A CERTIFICATE OF)
CONVENIENCE AND NECESSITY TO CONSTRUCT)
PIPELINE FACILITIES, APPROVAL OF) CASE NO. 93-144
FINANCING AND APPROVAL OF SPECIAL)
CONTRACT)

O R D E R

Columbia Gas of Kentucky, Inc. ("Columbia") has moved this Commission to reconsider its Order dated September 13, 1993 denying Columbia full intervention status.

That Order was based on:

1. Columbia's motion to intervene was untimely, and
2. Columbia's intervention would not likely present issues not heretofore addressed and would unduly disrupt this proceeding.

Columbia argues that it's motion to intervene would have been timely but for its reliance on the Commission's docket notification publication, The Kentucky Public Service Commission Update ("Update") as the source of its notification of Kentucky-Ohio Gas Company's ("KOG") application. The Commission's use of it's Update is voluntary and is intended only as a public service. It is not intended as a substitute for the official notice of filings. The only official notice of filings made is that made at the Commission's offices' public records room.

Nor is it incumbent upon any party, adversarial or not, or this Commission to notify other parties who may be interested in the matter filed. It is, however, incumbent upon anyone who wants to acquaint himself of what matters have been officially filed with the Commission to inquire, investigate, and inspect the records maintained in the public records room of the Commissions office.

To become so acquainted the official records room of the Commission's office is the only place to scan, investigate, and inspect these records. When a matter is filed at the Commission, the world is at that time placed on constructive notice of that filing. Anyone who relies on any other source does so at his own peril.

Columbia's other argument is that it should be given an opportunity (beyond that heretofore provided by the constructive notice it had) to "gauge" the effect of KOG's proposed pipeline on Columbia's service and rates. Columbia claims it is in need of a copy of all discovery conducted to date and adds:

"If after its review of that information, Columbia determines that it has no new issues to raise or further facts to develop, it will not engage in burdensome and vexatious discovery."

Inasmuch as denying a party's request for intervention is an action only to be reluctantly undertaken by an administrative agency, we will grant Columbia's motion to intervene, but only under the provisos contained within the following ordering paragraphs.

IT IS THEREFORE ORDERED that:

1. Columbia's motion for reconsideration be and it hereby is granted and Columbia is hereby made a full intervenor in this case.

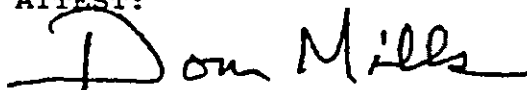
2. Columbia may no later than September 27, 1993, file a motion seeking Commission review of any new issues it feels should be addressed or setting forth what further facts it feels should be developed. If no such motion is received by that date, this case will stand submitted for our final decision.

Done at Frankfort, Kentucky, this 17th day of September, 1993.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:



Executive Director