

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF BIG RIVERS)	
ELECTRIC CORPORATION FOR A CERTIFICATE)	CASE NO.
OF PUBLIC CONVENIENCE AND NECESSITY TO)	2022-00012
CONSTRUCT A 161 KV TRANSMISSION LINE IN)	
HENDERSON COUNTY, KENTUCKY)	

ORDER

This matter arises upon the request for intervention by Thomas and Jennifer Greenwell on behalf of Cypress Farms, LLC.

The request was made by two individuals on behalf of an organized business entity, Cypress Farms, LLC (Cypress Farms). A limited liability company is a legal entity distinct from its members.¹ On information and belief, neither Thomas nor Jennifer Greenwell is an attorney licensed to practice law in Kentucky.

No person may engage in the practice of law in Kentucky without first obtaining a license to practice.

The practice of law is any service rendered involving legal knowledge or legal advice, whether of representation, counsel or advocacy in or out of court, rendered in respect to the rights, duties, obligations, liabilities, or business relations of one requiring the services.²

¹ KRS 275.010(2).

² Kentucky SCR 3.020.

Commission regulation 807 KAR 5:001 Section 4(4) incorporates this rule. The regulation, in relevant part, requires that “[a] person shall not file a paper on behalf of another person, or otherwise represent another person, unless the person is an attorney licensed to practice law in Kentucky or an attorney who has complied with SCR 3.030(2).³ In any proceeding before the Commission, Cypress Farms must be represented by an attorney licensed to practice law in Kentucky, because it is a legal entity distinct from its members.

Cypress Farms may have an interest in this matter meeting the standard set out in 807 KAR 5:001, Section 4(11)(b) which indicates the Commission shall grant intervention to a person seeking to become a party if the Commission finds that a timely motion requesting intervention was made, and that the person seeking intervention has a special interest in the case that is not otherwise adequately represented or that the person will present issues or develop facts to assist the Commission in fully considering the matter. However, Cypress Farms has not properly filed a motion with the Commission seeking intervention in this case.

IT IS HEREBY ORDERED that:

1. The request for intervention made on behalf of Cypress Farms by Thomas and Jennifer Greenwell is denied.
2. Any future request for intervention made on behalf of Cypress Farms shall be made by an attorney licensed to practice law in Kentucky.

³ 807 KAR 5:001, Section 4(4)

By the Commission

ENTERED
MAR 02 2022 rcs
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

Case No. 2022-00012

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