

3. The Commission finds that CURB, in its role as set forth in K.S.A. 66-1223 as Consumer Counsel, has stated facts demonstrating that CURB's legal rights, duties, privileges, immunities, or other legal interests may be substantially affected by this proceeding. K.A.R. 82-1-225(a)(2). Further, the Commission finds that the interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing the intervention. K.A.R. 82-1-225(a)(3). Given these findings, the Commission finds that K.A.R. 82-1-225(a) requires the Commission grant CURB's petition for intervention.

4. The Commission will contemporaneously issue a protective order in this docket.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. CURB's Petition to Intervene is granted.

B. The parties have fifteen days, plus three days if service is by mail, from the date the order was served in which to petition the Commission for reconsideration of any issues decided herein. K.S.A. 66-118b; K.S.A. 2008 Supp. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Wright, Chmn.; Moffet, Com.; Harkins, Com.

Dated: JUN 12 2009

ORDERED MAILED

JUN 15 2009

 EXECUTIVE
DIRECTOR

Susan K. Duffy
Executive Director

CRH