

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Susan K. Duffy, Chair
Dwight D. Keen
Andrew J. French

In the Matter of Application of Kansas Gas)
Service, a Division of ONE Gas, Inc. for) Docket No. 23-KGSG-719-TAR
Approval of Revisions to Certain Tariffs)
Controlling Transportation Service.)

**ORDER GRANTING INTERVENTION TO WOODRIVER ENERGY, LLC AND
ADMISSION OF ALEX GOLDBERG *PRO HAC VICE***

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings:

1. On March 31, 2023, Kansas Gas Service, a Division of ONE Gas, Inc. (KGS) filed an Application for Approval of Revisions to Certain Tariffs Controlling Transportation Service.

2. On April 12, 2023, WoodRiver Energy, LLC (WoodRiver) filed a Petition to Intervene, accompanied by a Motion for Admission of Alex Goldberg *Pro Hac Vice*. WoodRiver is a privately-owned natural gas marketing company with a significant commercial and industrial natural gas customer base in Kansas served off KGS' system.¹ As a natural gas supplier, WoodRiver believes its customers may be negatively impacted by KGS' proposed tariff revisions.²

3. The Commission has broad discretion to grant a petition for intervention if it is in the interest of justice, if the intervention will not impair the orderly and prompt conduct of the proceedings, and if the party has stated facts demonstrating its legal rights, duties and privileges,

¹ Petition to Intervene, Apr. 12, 2023, ¶ 2.

² *Id.*, ¶ 3.

immunities or other legal interests may be substantially affected by the proceeding.³ Furthermore, at any time during a proceeding, the Commission may impose limitations on an intervenor's participation.⁴

4. The Commission finds and concludes that WoodRiver has met the requirements of K.A.R. 82-1-225 and K.S.A. 77-521(b), and should be granted intervention in this Docket.

5. On April 12, 2023, Jeff Austin, an attorney in good standing and licensed to practice law in the state of Kansas, filed a Motion for Admission of Alex Goldberg *Pro Hac Vice* as attorney on behalf of WoodRiver Energy, LLC (WoodRiver), under Kansas Supreme Court Rule 116. Mr. Austin stated he will sign all pleadings and other papers filed with the Commission and will be actively engaged in the case and present for all appearances, to the extent required by the Commission. The Motion included Mr. Goldberg's Verified Application required by Rule 116.

6. Mr. Goldberg verified he is in good standing and licensed to practice law in Oklahoma and Colorado.⁵ Mr. Goldberg is not currently, nor has ever been, the subject of public discipline, including but not limited to suspension of disbarment, in any jurisdiction.⁶ The Verified Application lists Mr. Goldberg's address as 1196 S. Monroe St., Denver, CO 80210.⁷

7. The Commission finds Mr. Goldberg has met the requirements of Supreme Court Rule 116 and shall be granted admission *pro hac vice* to appear on behalf of WoodRiver. Mr. Goldberg shall be added to the mailing list, with service of electronic notes, pleadings, testimony, orders, communications, and other documents directed to the following:

³ K.S.A. 77-521; K.A.R. 82-1-225.

⁴ K.S.A. 77-521(c).

⁵ Verified Petition in Support of Motion for Admission of Alex Goldberg Pro Hac Vice, Apr. 12, 2023, ¶ 3.

⁶ *Id.*, ¶ 4.

⁷ *Id.*, ¶ 2.

8. WoodRiver shall be added to the mailing list, with service of electronic notes, pleadings, testimony, orders, communications, and other documents directed to the following:

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THEREFORE, THE COMMISSION ORDERS:

- A. WoodRiver's Petition to Intervene is granted.
- B. Alex Goldberg is granted admission *pro hac vice* on behalf of WoodRiver
- C. This order is procedural and constitutes non-final agency action.⁸

BY THE COMMISSION IT IS SO ORDERED.

Duffy, Chair; Keen, Commissioner; French, Commissioner

Dated: 04/20/2023



Lynn M. Retz
Executive Director

BGF

⁸ K.S.A. 77-607(b)(2).

CERTIFICATE OF SERVICE

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I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 04/20/2023.

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