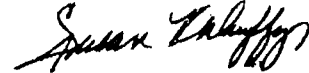


THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

STATE CORPORATION COMMISSION

In the Matter of the Application of Black)
Hills/Kansas Gas Utility Company, LLC,)
d/b/a Black Hills Energy for Approval to)
Implement Black Hills Energy's Five-Year)
Energy Efficiency Plan Consisting of Natural)
Gas Energy Efficiency Programs to Improve)
Building Equipment Efficiency and to Educate)
About Energy Efficiency Usage, to Provide)
for Program Cost Recovery Through a Rider)
Mechanism, Permit the Implementation of a)
Revenue Normalization Mechanism to)
Replace the Weather Normalization)
Adjustment, a Performance Incentive)
Mechanism, and Appropriate Accounting)
Authority to Defer Expenses and Revenues)
Associated with the Filing.)

APR 02 2010



Docket No. 10-BHCG-639-TAR

PETITION TO INTERVENE

COMES NOW, the Citizens' Utility Ratepayer Board ("CURB") and moves the Corporation Commission of the State of the Kansas ("Commission") for an order permitting it to intervene in the above-captioned proceeding. In support of its petition, CURB states and alleges as follows:

1. CURB is composed of five volunteer consumer advocate members and is statutorily authorized to represent the interests of Kansas residential and small commercial ratepayers in utility proceedings.
2. CURB's Consumer Counsel has been given the discretion to intervene and represent the interests of Kansas residential and small commercial ratepayers in any utility proceeding before the Commission under K.S.A. 66-1223 et seq.

3. On March 31, 2010, Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy filed an application with the Kansas Corporation Commission for Approval to Implement Black Hills Energy's Five-Year Energy Efficiency Plan Consisting of Natural Gas Energy Efficiency Programs to Improve Building Equipment Efficiency and to Educate About Energy Efficiency Usage, to Provide for Program Cost Recovery Through a Rider Mechanism, Permit the Implementation of a Revenue Normalization Mechanism, to Replace the Weather Normalization Adjustment, a Performance Incentive Mechanism, and Appropriate Accounting Authority to Defer Expenses and Revenues Associated with the Filing.

4. CURB is requesting permission to intervene in this docket to represent the interests of the residential and small commercial ratepayers of Kansas. The rates paid and the service received by those customers will or may be affected by any Commission order or activity in this proceeding.

5. In addition to undersigned counsel, please include the following CURB representatives with all electronic notices, pleadings, and correspondence regarding this Application as follows:

Shonda Smith	Della Smith
Office Manager	Administrative Specialist
Citizens' Utility Ratepayer Board	Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road	1500 SW Arrowhead Road
Topeka, KS 66604	Topeka, KS 66604
Email: sd.smith@curb.kansas.gov	Email: d.smith@curb.kansas.gov

6. The representation of CURB's interests in this proceeding by existing parties is or may be inadequate.

7. The residential and small commercial ratepayers whose interests CURB represents will or may be bound by any Commission order or activity in this proceeding and will or may be

adversely affected thereby.

WHEREFORE, CURB RESPECTFULLY REQUESTS THE Commission grant its Petition for Intervention in this Docket.

Respectfully submitted,



David Springe #15619
Niki Christopher #19311
C. Steven Rarrick #13127
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, KS 66604
(785) 271-3200
(785) 271-3116 Fax

VERIFICATION

STATE OF KANSAS)
)
) ss:
COUNTY OF SHAWNEE)

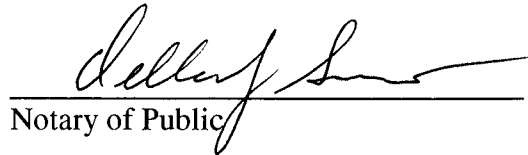
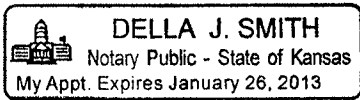
I, Niki Christopher, of lawful age, being first duly sworn upon her oath states:

That she is an attorney for the above named petitioner; that she has read the above and foregoing Intervention, and, upon information and belief, states that the matters therein appearing are true and correct.



Niki Christopher

SUBSCRIBED AND SWORN to before me this 2nd day of April, 2010.



Notary of Public

My Commission expires: 01-26-2013.

CERTIFICATE OF SERVICE

10-BHCG-639-TAR

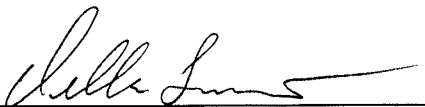
I, the undersigned, hereby certify that a true and correct copy of the above and foregoing document was placed in the United States mail, postage prepaid, or hand-delivered this 2nd day of April, 2010, to the following:

Susan Duffy
Executive Director
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604-4027
Hand Delivered

Tom Stratton
Chief Litigation Counsel
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604-4027
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Margaret A. McGill
Regulatory Manager
Black Hills/Kansas Gas Utility Company, LLC
d/b/a Black Hills Energy
Black Hills Utility Holdings Inc.
1815 Capitol Ave.
Omaha, NE 68102



Della Smith