

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

In the Matter of a General Investigation )  
Regarding Whether Electric Utilities Should be )  
Considered an "Operator" of Private Underground ) Docket No. 17-GIME-565-GIV  
Lines Under the Provisions of the Kansas )  
Underground Utility Damage Prevention Act. )

**PETITION TO INTERVENE**

Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy ("Black Hills") hereby petitions the State Corporation Commission of the State of Kansas ("Commission") for an Order allowing it to intervene herein pursuant to K.S.A. 77-521 and K.A.R. 82-1-225. In support of its Petition, Black Hills Energy states as follows:

1. Black Hills Energy is a natural gas public utility operating in the state of Kansas pursuant to certificates of convenience and necessity issued by the Commission. Its principal place of business in Kansas is: 601 North Iowa Street, Lawrence, Kansas 66044.

2. On July 27, 2017, the Commission opened the above captioned docket. Pursuant to paragraph 5 of the Order Opening General Investigation, the Commission states it wishes to encourage broad participation from utilities that operate underground facilities.

3. Black Hills Energy operates underground utility facilities subject to the Kansas Underground Utility Damage Prevention Act ("KUUDPA"). Black Hills Energy could be affected by any order issued in this docket to the extent the Commission would apply its findings and conclusions in this docket relating to electric utilities to the gas utilities.

4. Black Hills Energy's interests herein are not adequately represented by the existing parties.

5. Granting intervention and party status to Black Hills Energy will not impede the

progress of this docket.

6. All communications and correspondence to Black Hills Energy, including service of all notices and orders of the Commission herein are requested to be sent to the following named individuals:

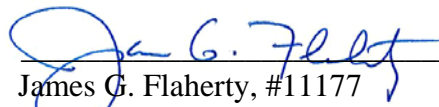
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WHEREFORE, Black Hills Energy prays the Commission enter an Order permitting its intervention herein and for such other relief as the Commission may deem just and proper.



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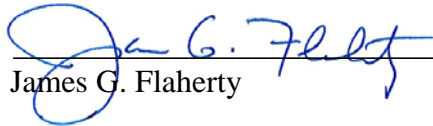
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Attorneys for Black Hills/Kansas Gas Utility Company,  
LLC, d/b/a Black Hills Energy

**VERIFICATION**

STATE OF KANSAS, COUNTY OF FRANKLIN, ss:

James G. Flaherty, of lawful age, being first duly sworn on oath, states that he is attorney for Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy; that he has read the above and foregoing Petition to Intervene, and the statements contained therein are true.

  
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James G. Flaherty

SUBSCRIBED AND SWORN to before me this 25<sup>th</sup> day of August, 2017.



  
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Notary Public

Appointment/Commission Expires:

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing was sent via U.S. Mail, postage prepaid, hand-delivery, or electronically, this 25<sup>th</sup> day of August, 2017, addressed to:

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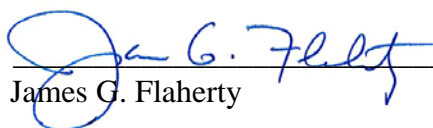
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