

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

Before Commissioners: Mark Sievers, Chairman
Thomas E. Wright
Shari Feist Albrecht

In the Matter of the General Investigation to)
Review the Kansas Lifeline Service Program)
(KLSP) to Determine the Impact of the Increase)
in the Statewide Affordable Residential Rate) Docket No. 13-GIMT-597-GIT
for Rural Local Exchange Carriers to Their)
Lifeline Subscribers and Whether the \$7.77)
Monthly Credit Should be Modified.)

**ORDER GRANTING INTERVENTION TO
CITIZENS' UTILITY RATEPAYER BOARD**

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings:

1. On April 17, 2013, the Commission opened a General Investigation to address the issues and impact that the increase in the Rural Local Exchange Carrier's (RLEC's) residential and Kansas Universal Service Fund local service rates, as well as the Federal Communications Commission's reforms to the Federal Lifeline program, may have on Kansas Lifeline subscribers.

2. On April 19, 2013, the Citizens' Utility Ratepayer Board (CURB) filed a Petition to Intervene. Citing K.S.A. 66-1223 *et seq.*, CURB states it 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 before the Commission. CURB requests permission to intervene as the rates paid or

service received by those customers will or may be affected by any Commission Order or activity in this proceeding.¹ .

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, immunities or other legal interests may be substantially affected by the proceeding.² Furthermore, at any time during a proceeding, the Commission may impose limitations on an intervener's participation.³

4. The Commission finds and concludes that CURB has met the requirements of K.A.R. 82-1-225 and should be granted intervention in this Docket. CURB will be added to the mailing list, service of pleadings, communications, and correspondence should be delivered to counsel of record, as follows:

David Springe #15619
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C. Steven Rarrick #13127
Citizens' Utility Ratepayer Board
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5. In addition to counsel of record for CURB listed above, service of electronic notices, pleadings, and correspondence should be delivered to CURB's other designees:

¹ Petition to Intervene, ¶s 1-4.

² K.S.A. 77-521; K.A.R. 82-1-225.

³ K.S.A. 77-521(c).

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IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

(A) The Citizens' Utility Ratepayer Board is granted intervention in the above-captioned proceeding. Counsel of record for the petitioner, and its other designees, shall receive service of all pleadings in this matter, as set forth above.


(B) The parties have fifteen (15) days, plus three (3) days if service of this Order is by mail, from the date this Order was served in which to petition the Commission for reconsideration of any issue or issues decided herein.⁴

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

BY THE COMMISSION IT IS SO ORDERED.

Sievers, Chmn.; Wright, Com.; Albrecht, Com.

Dated: MAY 02 2013



ORDER MAILED MAY 02 2013

Patrice Petersen-Klein
Executive Director

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⁴ K.S.A. 66-118b; K.S.A. 2012 Supp. 77-529(a)(1).

CERTIFICATE OF SERVICE

MAY 02 2013

13-GIMT-597-GIT

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Order Granting Intervention to Citizens' Utility Ratepayer Board was served by electronic service on this 2nd day of May, 2013, to the following parties who have waived receipt of follow-up hard copies.

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