

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

Before Commissioners: Andrew J. French, Chairperson
 Dwight D. Keen
 Annie Kuether

In the Matter of the Application of Black)
Hills/Kansas Gas Utility Company, LLC, d/b/a) Docket No. 25-BHCG-298-RTS
Black Hills Energy, for Approval of the)
Commission to Make Certain Changes in its)
Rates for Natural Gas Service.

**ORDER GRANTING INTERVENTION TO WOODRIVER ENERGY, LLC AND
GRANTING 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 February 3, 2025, Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy (“Black Hills”) filed an Application requesting to increase its revenues annually by \$17,207,752, rebasing amounts currently collected through the Gas System Reliability Surcharge (“GSRS”) of \$4.4 million and adjusting \$1.4 million of the Ad Valorem Tax Surcharge (“AVTS”) into base rates, that will result in an overall rate of return of 7.63%.¹

2. On April 7, 2025, WoodRiver Energy, LLC (“WoodRiver”) filed its Petition to Intervene. In support of its Petition to Intervene, WoodRiver explains that it is a privately-owned natural gas marketing company providing natural gas service through Kansas, and is a supplier on Black Hills gas utility system.² WoodRiver further explains that since they a supplier on Black Hills, its customers may be directly affected by the outcome of this proceeding.³

¹ Black Hills’ Application, ¶ 9 (Feb. 3, 2025).

² Petition to Intervene, ¶ 2 (Apr. 7, 2025).

³ *Id.*, ¶ 3.

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.⁴ Also, at any time during a proceeding, the Commission may impose limitations on an intervenor's participation.⁵

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 and should be granted intervention in this Docket. WoodRiver will be added to the mailing list, and electronic service of pleadings, communications, and correspondence should be delivered to counsel of record and intervenors' other designee as follows:

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5. On April 7, 2025, Jeff Austin, local counsel for WoodRiver, and an attorney licensed to practice law in Kansas, filed a Motion for Admission *Pro Hac Vice* of Alex Goldberg

⁴ K.S.A. 77-521; K.A.R. 82-1-225.

⁵ K.S.A. 77-521(e).

on behalf of WoodRiver, pursuant to Kansas Supreme Court Rule 116. The *Pro Hac Vice* Motion includes the required Verified Petition signed by Mr. Goldberg.⁶

6. Mr. Goldberg's Verified Petition states he is a licensed attorney in good standing in Oklahoma and Colorado and has never been the subject of prior public discipline, including but not limited to suspension or disbarment, in any jurisdiction. The Verified Petition listed Mr. Goldberg's address as 1196 S. Monroe, Denver, CO 80210. Mr. Goldberg advises the Commission that he has previously been admitted permission to appear *pro hac vice* in Kansas within the last 12 months in Docket Number 24-KGSG-610-RTS.⁷

7. The Commission finds Mr. Goldberg has met the requirements of Supreme Court Rule 116 and shall be granted admission *pro hac vice* in this Docket.

THEREFORE, THE COMMISSION ORDERS:

- A. WoodRiver's Petition to Intervene is granted.
- B. Alex Goldberg's Motion for Admission *Pro Hac Vice* on behalf of WoodRiver is granted.
- C. This Order is procedural and constitutes non-final agency action.⁸

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 04/15/2025



Celeste Chaney-Tucker
Executive Director

ARB

⁶ Motion for Admission of Alex Goldberg *Pro Hac Vice* (Apr. 7, 2025).

⁷ Verification Petition in Support of Motion for Admission of Alex Goldberg *Pro Hac Vice* (Apr. 7, 2025).

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 04/15/2025.

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/S/ KCC Docket Room
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