

**BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION**

In the Matter of Black Hills/Nebraska Gas	)	Docket No. NG-0061
Utility Company, LLC, d/b/a Black Hills	)	
Energy, Omaha, seeking a General Rate	)	
Increase for Black Hills Energy's Rate Areas	)	
One, Two and Three (Consolidated)	)	

**PETITION FOR FORMAL INTERVENTION**

Roger P. Cox, the appointed Public Advocate (hereafter "Intervener"), pursuant to Neb. Rev. Stat. § 66-1830, petitions to Formally Intervene in the above-entitled matter. In support of this Petition, Intervener respectfully states as follows:

1. Intervener, as the Public Advocate, is a position created by the Nebraska Legislature and appointed by the Nebraska Public Service Commission ("Commission").
2. Intervener's address is 800 Lincoln Square, 121 S. 13th Street, P.O. Box 82028, Lincoln, Nebraska 68501-2028.
3. By statute, Intervener is empowered to represent the interests of Nebraska citizens and all classes of jurisdictional utility ratepayers, other than high-volume ratepayers, in matters involving jurisdictional utilities and competitive natural gas providers.
4. On December 1, 2009, Black Hills/Nebraska Gas Utility Company, LLC, d/b/a Black Hills Energy, Omaha, a jurisdictional utility, filed an Application for Rate Increase applicable to all jurisdictional ratepayers in Nebraska served by such jurisdictional utility.

5. Intervener files this Petition in order to represent the interests of Nebraska citizens and all classes of jurisdictional ratepayers affected by this proceeding.

6. The purpose of this Intervention is to participate in proceedings before the Commission with regard to the aforesaid Application.

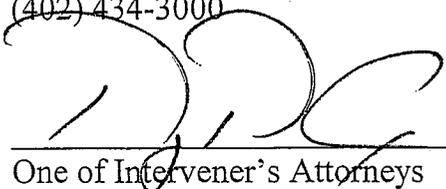
7. Interested parties, including the Intervener, should have an opportunity to participate in discovery and to present evidence and cross-examine Applicant's witnesses through the Commission's customary hearing process.

WHEREFORE, the Intervener respectfully requests the Commission permit formal intervention by the Public Advocate in this proceeding, that the Public Advocate be designated a Formal Intervener in this proceeding pursuant to the Rules of Commission Procedure and that the Commission establish a progression schedule for this case and set this matter for oral hearing after allowing a suitable period for discovery.

DATED this 21<sup>st</sup> day of December, 2009.

ROGER P. COX, Public Advocate,  
Formal Intervener

BY: HARDING & SHULTZ P.C., L.L.O. and  
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BY:   
One of Intervener's Attorneys

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Petition for Formal Intervention was served by e-mail and U.S. Mail, sufficient postage prepaid on the 2/3 day of December, 2009, upon the following individuals:

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