

Chapter PSC 2

PROCEDURE AND PRACTICE

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General

PSC 2.01 Communications and documents addressed to commission. (1) All written communications and documents shall be addressed to Public Service Commission of Wisconsin, Hill Farms State Office Building, 4802 Sheboygan Avenue, P.O. Box 7854, Madison, Wisconsin 53707, and not to individual members of the staff. All communications and documents delivered at the office of the secretary are officially received.

(2) The secretary may designate agents to receive written communications and documents. Presiding officers will receive communications and documents at hearings.

(3) The first page of all communications and documents shall contain a distinctive title identifying the action requested, and a docket number, if one exists.

(4) Office hours are 7:45 to 11:45 a.m. and 12:30 to 4:30 p.m., Monday through Friday. Offices are closed on Saturdays and Sundays and on holidays listed in s. 16.275 (6), Stats.

History: 1-2-56; am. (1), Register, September, 1964, No. 105, eff. 10-1-64; cr. (3), Register, December, 1966, No. 132, eff. 1-1-67; am. (1) and (2), Register, January, 1977, No. 253, eff. 2-1-77; am. (1) and (2), renum. (3) to be (4), cr. (3), Register, June, 1982, No. 318, eff. 7-1-82.

PSC 2.02 Parties. Parties to proceedings are known as complainants, defendants, interveners, respondents, applicants, objectors, and petitioners according to the nature of the proceeding and the relationship of the parties thereto.

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(1) Parties who file complaints are complainants, the parties complained against are defendants, and other parties to the proceeding are interveners.

(2) In investigations or upon orders to show cause, the parties investigated or ordered to show cause are respondents. If the proceeding is initiated by the commissioner upon complaint, the parties complaining are complainants.

(3) All persons seeking approvals, authority, certificates of authority or of public convenience and necessity or other certificates, licenses, permits, or exemptions or other relief are applicants. Those opposing such applicants are objectors. Parties to such proceedings other than the applicants and objectors are interveners.

(4) Intervenors "As Their Interest May Appear" who fail to resolve their appearances further will be considered to be not "In Opposition" to the cause which initiated the proceeding.

History: 1-2-56; cr. (4), Register, December, 1966, No. 132, eff. 1-1-67.

PSC 2.03 Computation of time. The time within which an act is to be done as provided in any rule or order promulgated by the commission, when expressed in days, shall be computed by excluding the first day and including the last, except that if the last day be Saturday, Sunday, or a legal holiday, the act may be done on the next secular day. When any such time is expressed in hours, the whole of any intervening Saturday, Sunday, or legal holiday, from midnight to midnight, shall be excluded. When the time within which an act is to be done as specified in any rule or order promulgated by the commission is expressed in days and said period of time consists of less than 10 days, and said latter period contains both a Sunday and a legal holiday, as designated in s. 256.17, Stats., the time within which said act may be done is increased by 2 additional days.

History: 1-2-56; am. Register, June, 1965, No. 114, eff. 7-1-65; am. Register, May, 1967, No. 137, eff. 6-1-67.

PSC 2.04 Furnishing copies of records. (1) One copy of the decision in a proceeding will be furnished free of charge at the time of issuance to each party of record, except that when a party of record is represented by counsel, a copy of the decision will be furnished to said counsel. When a municipal utility is a party of record to a proceeding, a copy of the decision will be furnished both to the management of the utility and to the appropriate official of the municipality free of charge at the time of issuance. Certified copies will be provided on request.

(2) General orders will be distributed free of charge at the time of issuance under the supervision of the executive secretary.

(d) The person receiving the grant or amendment may reply to such petition for hearing within 5 days after the date of service by filing such reply with the commission and mailing a copy thereof to the person who requests a hearing.

History: 1-2-56; cr. 2.80 (7), Register, April, 1956, No. 4, eff. May 1, 1956; am. Register, September, 1958, No. 33, eff. 10-1-58; cr. (7) (d), Register, December, 1966, No. 133, eff. 1-1-67.

PSC 2.81 Nonappearance of motor carrier applicants at hearings; examiner's proposed decision. Where an application for a new or amended motor carrier certificate or license has been docketed and set for hearing, failure of the applicant to appear without good cause shown shall be sufficient reason for the dismissal of the application for want of prosecution. The hearing examiner may issue a decision dismissing an application for want of prosecution and such decision shall become the final order of the commission. (s. 227.09 (3), Stats.)

History: Cr. Register, January, 1977, No. 253, eff. 2-1-77.

PSC 2.90 Categorization of commission actions for environmental review purposes. History: Cr. Register, April, 1977, No. 256, eff. 5-1-77; r. Register, July, 1995, No. 475, eff. 8-1-95.

PSC 2.91 Environmental screening procedure. History: Cr. Register, April, 1977, No. 256, eff. 5-1-77; r. Register, July, 1995, No. 475, eff. 8-1-95.

PSC 2.92 Preliminary environmental report. History: Cr. Register, April, 1977, No. 256, eff. 5-1-77; r. Register, July, 1995, No. 475, eff. 8-1-95.

PSC 2.93 Environmental impact statement. History: Cr. Register, April, 1977, No. 256, eff. 5-1-77; r. Register, July, 1995, No. 475, eff. 8-1-95.

PSC 2.94 Public hearing. History: Cr. Register, April, 1977, No. 256, eff. 5-1-77; r. Register, July, 1995, No. 475, eff. 8-1-95.

PSC 2.95 Joint environmental impact statement. History: Cr. Register, April, 1977, No. 256, eff. 5-1-77; r. Register, July, 1995, No. 475, eff. 8-1-95.

Note: See ch. PSC 4 for rules replacing ss. PSC 2.90 to 2.95.

