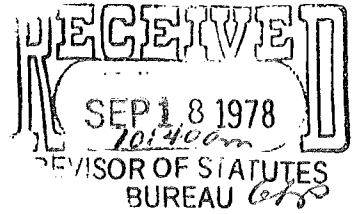


PSC 2



CERTIFICATE

STATE OF WISCONSIN )  
 )  
PUBLIC SERVICE COMMISSION ) ss.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Lewis T. Mittness, Executive Secretary of the Public Service Commission of Wisconsin, and custodian of the official records of said Commission, do certify that the annexed rules relating to appearances at Commission proceedings and certification of parties for judicial review proceedings were duly approved and adopted by this Commission on September 12, 1978.

I further certify that this copy of the rules has been compared by me with the original on file in this Commission and that the same is a true copy thereof, and of the whole of such rules.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Commission at the Hill Farms State Office Building in the City of Madison this 4th day of September, 1978.

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Lewis T. Mittness  
Executive Secretary  
PUBLIC SERVICE COMMISSION OF WISCONSIN

BEFORE THE  
PUBLIC SERVICE COMMISSION OF WISCONSIN

Appearances and Certification )  
of Parties ) 1-AC-17

ORDER OF THE PUBLIC SERVICE COMMISSION  
ADOPTING RULES

Pursuant to authority vested in the Public Service Commission by ss. 196.02(3) and 227.02(1)(a), Stats., the Public Service Commission of Wisconsin hereby adopts and amends rules as follows:

Wis. Adm. Code s. PSC 2.32 is amended to read:

PSC 2.32 Appearances. (1) A person desiring to participate in a hearing, whether on his or her own behalf or as an authorized agent or attorney, shall enter an appearance in person by giving his or her name and address and the name and address of any party he or she represents and in what capacity he or she is employed by such party.

(2) Each person entering an appearance shall be considered as making a limited intervention unless he or she submits to the presiding officer a written request for full intervention under sub. (3). A person making only a limited intervention shall be entitled to the full rights of a party at the hearing in which he or she appears and shall be served with the commission's order as required by sec. 227.11, Stats.; but he or she shall not be served with transcripts, exhibits, pleadings, correspondence and all other documents submitted by parties, including documents specified in secs. 227.07(7), 227.12(4) and 227.13(2). A person making a limited appearance will not be certified as a party for the purposes of receiving service of any petition for rehearing or petition for judicial review unless that person requests to be certified as a party in response to a notification under PSC 2.40.

(3) If a person entering an appearance desires to be served with transcripts, exhibits, pleadings, correspondence and all other documents submitted by parties, including documents specified in secs. 227.07(7), 227.12(4) and 227.13(2), Stats., and to be certified as a party for the purposes of receiving service of any

petition for rehearing or petition for judicial review, he or she shall submit in writing to the presiding officer a request for full intervention, which shall specify his or her interest in the proceeding. The presiding officer shall, from time to time during the proceeding, prepare and circulate a list of persons who have been admitted for the purpose of making a full intervention. A final list of persons who have been admitted for the purpose of making a full intervention shall be prepared by the presiding officer at the conclusion of hearings and shall be set forth in the commission's order separately from all other appearances. At the commencement of each hearing in which persons are in attendance who have not been previously admitted for the purpose of making a full intervention, the presiding officer shall summarize on the record the procedure to be followed by any person desiring to be served with transcripts, exhibits, pleadings, correspondence and all other documents submitted by parties, including documents specified in secs. 227.07(7), 227.12(4), and 227.13(2), and to be certified as a party for the purposes of receiving service of any petition for rehearing or petition for judicial review, and shall provide on request a copy of this section of the code.

(4) Members of the commission staff appear neither in support of nor in opposition to any cause, but solely to discover and present, if necessary, facts pertinent to the issues. (New material underscored).

Wis. Adm. Code s. PSC 2.40 is created to read:

When the commission receives a request for a certification pursuant to sec. 227.16(1)(c), Stats., each person who has entered an appearance, whether for limited or full intervention, will be notified of the request for certification and asked to respond within a reasonable time if the person wishes to be certified as a party to the appeal. Only those who respond will be certified as parties by the commission. The list of parties making a full intervention set forth in the order pursuant to sec. 2.32(3) shall constitute the commission's certification of parties under sec. 227.16(1)(c), unless and until superseded by a certification under this section.

These amendments shall take effect on the first day of the month following their publication in the Wisconsin Administrative Register, as provided in s. 227.026(1), Stats.

Dated at Madison, Wisconsin, September 12, 1978

By the Commission.



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Lewis T. Mittness  
Executive Secretary