

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: INTERSTATE POWER COMPANY	DOCKET NOS. WRU-99-25-150 EEP-94-40 TF-99-178 TF-99-179 (ECR-96-1)
--	--

ORDER GRANTING REQUEST FOR INTERVENTION

(Issued September 10, 1999)

On August 19, 1999, the Iowa Industrial Intervenors (III) filed with the Utilities Board (Board) a conditional petition to intervene in this proceeding which is an investigation of Interstate Power Company's (Interstate) request for modification of its approved energy efficiency plan and a prudence review. III stated it had been granted intervention on April 14, 1995, and July 3, 1996, in Docket No. EEP-94-40 and asked the Board to grant its petition for intervention in this proceeding if the Board deems it necessary. If the petition to intervene is unnecessary, III requests the Board treat its petition for intervention as moot.

IOWA ADMIN. CODE 199-35.6(4)"b" discusses the procedure to modify an approved energy efficiency plan and states that all applications to modify shall be filed in the same docket and all parties to the docket in which the plan was approved will be allowed 14 days to file an objection or agreement. The paragraph also states failure to file timely objection will be deemed agreement. III did not file an objection or agreement with the proposed modification. However, since III was granted

intervenor status in the earlier proceeding to approve Interstate's energy efficiency plan in Docket No. EEP-94-40 and a subsequent modification, III will be considered a party in this proceeding to modify the plan. Ag Processing Inc, the other intervenor in the original Docket No. EEP-94-40 proceeding, was granted full intervenor status in this proceeding on August 13, 1999.

In its July 14, 1999, order docketing Interstate's proposed modification, the Board also scheduled a prudence review, pursuant to IOWA ADMIN. CODE 199-35.13, to be conducted as part of its review of Interstate's proposed modification in this docket. Because the Board is conducting the prudence review proceeding within the modification proceeding docket, it is unnecessary to petition to intervene in the prudence review proceeding. The Board will grant III's petition and allow it to participate fully in the entire docketed proceeding.

IT IS THEREFORE ORDERED:

The petition to intervene filed by the Iowa Industrial Intervenors on August 19, 1999, is granted.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.
Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 10th day of September, 1999.