

BEFORE THE PUBLIC UTILITIES COMMISSION  
STATE OF SOUTH DAKOTA

IN THE MATTER OF THE FILING  
OF THE INVESTIGATION OF THE  
NATURAL GAS INCIDENT OF  
MARCH 8, 2007, IN MITCHELL,  
SOUTH DAKOTA.

Docket Number: PS07-002

PETITION TO INTERVENE BY  
DENNIS BURNHAM

Dennis Burnham (hereinafter "Burnham"), through his counsel, Mark D. O'Leary, petitions the Commission to allow his intervention in the above referenced matter, and states as follows:

1. Burnham owned the single family residence located at 1616 Bridle Drive, Mitchell, South Dakota. Mr. Burnham's home was totally destroyed as a result of the March 8, 2007, explosion.
2. Burnham has previously advised Commission Staff of his interest regarding the pipeline explosion.
3. Burnham reasonably believes that he could be adversely affected if he is not permitted to intervene as he would have no meaningful role in the investigation; including selection of independent experts should destructive testing become necessary during the investigation.

4. Burnham, or those acting on his behalf, have retained both a *cause & origin expert* and a *professional engineer* to assist him in the investigation of this explosion. Burnham's retained experts should be allowed to participate in joint testing, examinations, and inspections, as the need arises, in order that the interests of Burnham may be protected.
5. As a result of the loss of his property, the interests of Burnham in the investigation are peculiar to him and distinguishable from the interests of the public at large.

WHEREFORE, Burnham respectfully petitions the Commission to allow him to intervene in this matter.

Dated this the 25th day of July, 2007.

O'Leary Law Office

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CERTIFICATE OF SERVICE

I, Mark D. O'Leary, certify that on this the 25th day of July, 2007, IN THE MATTER OF THE FILING OF THE INVESTIGATION OF THE NATURAL GAS INCIDENT OF MARCH 8, 2007, IN MITCHELL, SOUTH DAKOTA., Docket Number:PS07-002, Before the Public Utilities Commission of the State of South Dakota, I served the following document(s):

1. Petition to Intervene by Dennis Burnham; and,
2. Certificate of Service.

by electronic means in accordance with ARSD 20:10:01:02.02, addressed to:

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