

WAC 456-09-340 Intervention. (1) Any person or entity whose interest may be substantially affected by an appeal may petition the board to be granted status as an intervenor.

(2) In determining whether a petitioner qualifies as an intervenor, the presiding officer will apply the rules of the superior courts of this state.

(3) If the presiding officer grants intervention, he or she may impose conditions upon the intervenor's participation, either at the time that intervention is granted or at any subsequent time. Conditions may include:

(a) Limiting participation to designated issues in which the intervenor has a particular and demonstrated interest;

(b) Limiting the use of discovery, cross-examination, and other procedures to promote the orderly and prompt conduct of the proceedings; and

(c) Requiring two or more intervenors to combine their presentations of evidence, argument, cross-examination, discovery, and other participation in the proceedings.

[Statutory Authority: RCW 82.03.170. WSR 22-05-051, § 456-09-340, filed 2/9/22, effective 3/12/22; WSR 05-13-141, § 456-09-340, filed 6/21/05, effective 8/1/05; WSR 95-05-033 (Order 95-01), § 456-09-340, filed 2/8/95, effective 3/11/95; WSR 89-10-056 (Order 89-02), § 456-09-340, filed 5/2/89.]