

**BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

In the Matter of the Application of Kansas Power Pool)
for a Certificate of Convenience and Authority to)
Transact the Business of an Electric Public Utility in the)
State of Kansas for Transmission Rights Only in Cross) Docket No. 18-KPPE-343-COC
Service Territory of Southern Pioneer Electric Company)
and Ninnescah Rural Electric Company.)

KANSAS POWER POOL'S MOTION TO STRIKE

The Kansas Power Pool (KPP) hereby moves to strike portions of the direct testimony filed on July 9, 2018 and the cross-answering testimony filed on July 16, 2018 by Southern Pioneer Electric Company (Southern Pioneer) and Mid-Kansas Electric Company (MKEC), because the testimony is immaterial and not relevant to the Commission's determination of the matters at issue in this docket, and also inadmissible legal argument and legal conclusions. In support of its motion, KPP states:

I. BACKGROUND OF KPP'S PROPOSED KINGMAN DIRECT CONNECTION

1. KPP is a municipal energy agency formed under K.S.A. 12-885, *et seq.* Established in 2004, KPP provides wholesale capacity, energy and transmission services to its members, who are 24 Kansas municipal electric utilities. The City of Kingman, Kansas is one of KPP's members.

2. Kingman county has very little infrastructure in terms of high voltage transmission service. Small portions of Kingman County are served by the very Eastern portion of the MKEC 34.5 kV transmission system (the old Aquila system).¹ In 2005, Kingman constructed about twenty-six miles of 34.5 kV composite core conductor line West out of Kingman, to the town of

¹ Wheatland Electric Cooperative now operates the main portion of this 34.5 kV Aquila System, a 34.5 kV line that travels north and south through the center of the county. Southern Pioneer owns a few miles of the old Aquila 34.5 kV facilities in Kingman County, all within a couple of miles from the town of Cunningham, on the Western edge of Kingman County.

Cunningham, in order to connect with an Aquila 34.5 kV line that ran about eighteen miles East, out of the Pratt substation. While this new line increased Kingman's energy import capability, it does not allow Kingman to import all of the power it needs, meaning Kingman has to self-generate power about five months out of the year.

3. The old Aquila 34.5 kV line to which Kingman is connected with its new 34.5 kV line is now owned and operated by Southern Pioneer. Thus, KPP (on behalf of its member, Kingman) is a wholesale local access customer of Southern Pioneer and currently pays Southern Pioneer approximately \$34,000 per month for local access delivery service (LADS) over Southern Pioneer's 34.5 kV line, in order to connect to MKEC's nearby 115 kV Ninnescah line.

4. Several years ago, KPP began studying ways to better meet its obligations to Kingman (as well as its other member cities) and to supply Kingman's full energy needs. KPP determined it could benefit both Kingman and its other KPP members, if Kingman were able to utilize a direct connection from the 34.5 kV line that Kingman constructed to MKEC's nearby Ninnescah 115 kV line, instead of using Southern Pioneer's 34.5 kV line to connect to that Ninnescah line. Under this proposal (known as the Kingman Direct Connection), Kingman would no longer be subject to the 6 MW import limitations on Southern Pioneer's 34.5 kV line under which it now operates. KPP members would also benefit by receiving additional capacity revenue from Kingman and the ability to market 4 MW of generation capacity from Kingman's internal generating units. The Kingman Direct Connection would also create significant cost savings to KPP members, since KPP would not be forced to pay Southern Pioneer's LADS charges for use of the inadequate Southern Pioneer 34.5 kV line to connect to MKEC's Ninnescah 115 kV line.

5. KPP began taking steps to develop and arrange for construction of the Kingman Direct Connection. These steps included submission in 2015 of requests to the Southwest Power

Pool and MKEC to change the current Kingman network load local delivery point from the current delivery point on the Southern Pioneer 34.5 kV line to a new delivery point (which KPP is preparing to construct) on MKEC's Ninnescah 115 kV line.

6. After KPP submitted its interconnection requests for the Kingman Direct Connection to the Southwest Power Pool and MKEC, Southern Pioneer sent KPP a "cease and desist" letter, claiming the Kingman Direct Connection violated a settlement agreement the parties entered in another matter. KPP responded to this letter, noting it does not believe the Kingman Direct Connection violates this agreement.

II. SOUTHERN PIONEER'S COMPLAINT AGAINST KPP'S PROPOSAL

7. Southern Pioneer filed a Complaint against KPP with the Commission on September 9, 2016 (the 17-092 Complaint Docket), alleging the Kingman Direct Connection constitutes an unnecessary and wasteful duplication of facilities and service in Southern Pioneer's certificated territory that is not consistent with the "regulatory compact" and is not in the public interest.²

8. Mid-Kansas Electric Company, LLC (MKEC) filed a petition to intervene in the 17-092 Complaint Docket, which was granted on March 30, 2017.

9. A few days before the evidentiary hearing was scheduled to occur in the 17-092 Complaint Docket, Southern Pioneer and MKEC filed a motion to dismiss Southern Pioneer's Complaint without prejudice.³ In this Motion, Southern Pioneer and MKEC noted that Commission Staff had taken the position in its R&R filed in the 17-092 Complaint Docket that the

² Complaint of Southern Pioneer Electric Company against the Kansas Power Pool, p. 1, 17-092 Complaint Docket; Joint Motion to Dismiss Complaint, ¶ 1, 17-092 Complaint Docket.

³ Commission Staff also joined in this Motion.

17-092 Complaint Docket should be dismissed and that Southern Pioneer should seek intervention in this docket for the purpose of demonstrating the economics of Southern Pioneer's solution to the Kingman constraints as compared to KPP's economic analysis. Southern Pioneer argued that this recommendation by Staff was a reasonable approach to resolving the key issues in the 17-092 Complaint Docket considering the existing Commission certification standards and the legislation passed during the 2018 session impacting those issues.⁴

10. In Southern Pioneer and MKEC's Motion to dismiss the 17-092 Complaint Docket, Southern Pioneer and MKEC also argued a "more efficient and stream-lined process would benefit all parties and the Commission."⁵ Furthermore, Southern Pioneer and MKEC argued this docket "would be more prospective in nature and more narrowly focused on economic analysis and the application of 66-1,170, et seq., as relates to the Kingman Project as compared to the resource solutions available through Southern Pioneer."⁶ Southern Pioneer and MKEC stated in their Motion several times, in fact, that the issues in this docket would be much more narrow than those involved in the 17-092 Complaint Docket.⁷

11. In Southern Pioneer and MKEC's Motion to dismiss the 17-092 Complaint Docket, Southern Pioneer also alleged it would not seek to litigate the prior history between Southern Pioneer, MKEC and KPP regarding breach of contract claims, or the appropriateness of an exit fee.⁸

⁴ Motion to Dismiss in the 17-092 Complaint Docket, ¶ 4-5.

⁵ *Id.* at ¶ 5.

⁶ *Id.* at ¶ 13.

⁷ *Id.* at ¶ 13-15.

⁸ *Id.* at ¶ 11 & 13.

12. Southern Pioneer and MKEC's Motion to Dismiss was granted, and Southern Pioneer's Complaint was dismissed on May 1, 2018.

III. TESTIMONY TO BE STRICKEN AND DISREGARDED

13. On February 9, 2018, KPP filed an Application pursuant to K.S.A. 66-131(a), for a certificate for transmission rights only for the Kingman Direct Connection. KPP filed testimony in support of its application on May 8, 2018. Southern Pioneer filed a petition to intervene in this matter on April 12, 2018, which was granted. MKEC filed a petition to intervene on May 10, 2018, which was also granted.

14. Southern Pioneer and MKEC filed testimony from nine separate witnesses on July 9, 2018. Four of those witnesses filed cross-answering testimony on July 16, 2018. KPP seeks to strike portions of the direct and cross-answering testimony from Southern Pioneer and MKEC's witnesses on the grounds that this testimony is immaterial and not relevant to the Commission's determination of the matters at issue in this docket, and also includes inadmissible legal conclusions and argument. Further, this testimony contradicts the promises and arguments Southern Pioneer and MKEC made in support of their Motion to Dismiss the 17-092 Complaint Docket.

(a) Randall Magnison and H. Davis Rooney are not qualified to testify on the law and the legal arguments they provide in their testimony improperly invade the province of the Commission.

15. KPP asks the Commission to disregard and strike from the record in this proceeding the following testimony:

- Randall Magnison direct testimony, page 4, line 14 through page 6, line 9;
- Randall Magnison cross-answering testimony, page 3, line 2 through page 5, line 20;

- H. Davis Rooney cross-answering testimony, page 3, line 15 through page 9, line 11; page 10, line 5-15 and page 11, line 1-18.

This testimony constitutes inadmissible opinions on the law, legal arguments and legal conclusions. Neither Mr. Magnison nor Mr. Rooney are qualified to provide such testimony (indeed, both admit they are not attorneys). Further, this testimony does not present any issues of fact for the Commission to determine and improperly invades the province of the Commission. The Scheduling Order entered in this matter provides the parties the opportunity for post-hearing legal briefing, and counsel can certainly make legal arguments there. However, such legal arguments have no place in pre-filed testimony from fact witnesses.

Further, Mr. Rooney's testimony regarding Southern Pioneer and Sunflower/MKEC's purported intent in seeking legislative changes is irrelevant to the Commission's decision in this docket, and there is no legal basis for the Commission to consider it when interpreting the statute. It is the intent of the *legislature* that must be considered in the construction of statutory language (and only if such language is ambiguous, which it is not here).⁹ The post-enactment statements of lobbyists or other proponents of legislative change are not "reliable indicators of legislative intent," and should be disregarded.¹⁰

(b) Testimony re-hashing early historical events is beyond the scope of the Commission's charge in this docket

16. Southern Pioneer and MKEC both admitted this docket "would be more prospective in nature and more narrowly focused on economic analysis and the application of 66-1,170, et seq.,

⁹ *Double M Const., Inc. v. State Corp. Comm'n*, 288 Kan. 268, 271, 202 P.3d 7, 11 (2009) ("When a statute is plain and unambiguous, we do not speculate as to the legislative intent behind it and will not read the statute to add something not readily found in it.") (quoting *In re K.M.H.*, 285 Kan. 53, 79, 169 P.3d 1025 (2007) *cert. denied*. 555 U.S. 937, 129 S.Ct. 36, 172 L.Ed.2d 239 (2008)).

¹⁰ *Davis v. City of Leawood*, 257 Kan. 512, 528, 893 P.2d 233, 244 (1995).

as relates to the Kingman Project as compared to the resource solutions available through Southern Pioneer,¹¹” yet the testimony cited below extends well beyond the issues relevant to that task:

- Randall Magnison Testimony, page 9, line 15 through page 14, line 12; page 15, line 7 through page 25, line 4; page 36, line 3 through page 39, line 5; & Exhibit RDM-1;
- Dr. Ala Tamimi Testimony, page 14, line 1 through page 17, line 3; page 19, line 18 through page 23, line 19; page 26, line 11 through page 27, line 20; Exhibit AT-1 & Exhibit AT-2;
- H. Davis Rooney Testimony, page 28, line 1 through page 31, line 4.

17. The testimony cited above needlessly burdens the record and, if allowed, will unnecessarily extend the evidentiary hearing. When they moved to dismiss the 17-092 Complaint Docket, Southern Pioneer and MKEC agreed the only matters the Commission must decide in this docket is whether, when the factors in K.S.A. 66-1,170, *et seq.* are applied to KPP’s application (and only applied to the same extent the Commission would apply those provisions to a similar application by a retail electric supplier), KPP’s application should be granted.¹² The extended historical path in the testimony cited above is not relevant to that determination and, in essence, simply rehashes matters which are now “water under the bridge.” KPP disputes the accuracy of the tale told by Southern Pioneer and MKEC in this testimony, but the Commission need not decide that dispute, since it is not germane. The matters addressed in the testimony cited above are not dispositive of any issues before the Commission in this docket and, as such, should be disregarded and stricken from the record.

(c) *MKEC’s Planning Process is irrelevant to the issues to be decided by the Commission*

18. MKEC submitted extensive testimony on its planning process, yet the merits of the MKEC planning process (or, the comparative merits of KPP’s planning process, for that matter),

¹¹ *Id.* at ¶ 13.

¹² K.S.A. 12-8,111(a).

are not before the Commission. Rather, the Commission must only decide if the results of KPP's planning process (i.e., the Kingman Direct Connection) satisfies the statutory requirements. Both KPP and Southern Pioneer submitted extensive testimony in the 17-092 Complaint Docket regarding whether Kingman's energy limitations should have been addressed well before now, including citing several times during MKEC's planning process when KPP's complaints about Kingman's energy limitations fell on deaf ears. However, the dismissal of the 17-092 Complaint Docket rendered the MKEC planning process (including any merits claimed by MKEC and Southern Pioneer or any shortcomings claimed by KPP) moot. Thus, the following testimony should be disregarded and stricken from the record:

- Dr. Ala Tamimi direct testimony, page 3, line 9 through page 13, line 21; page 25, line 20 through page 26, line 10; page 27, line 21 through page 28, line 12;
- Clarence D. Suppes direct testimony, in its entirety;
- Randall Magnison cross-answering testimony, page 8, line 8 through 26.

(d) *Testimony speculating about whether KPP may be required to place the Kingman Direct Connection under the SPP OATT is immaterial to the issues before the Commission in this docket*

19. Southern Pioneer and MKEC's witnesses provided extensive testimony speculating about potential negative consequences if KPP were required, at some unknown point in the future, under unknown circumstances, to place the Kingman Direct Connection under the SPP OATT, including the following:

- Randall Magnison direct testimony, page 33, line 18 through page 36, line 2;
- H. Davis Rooney direct testimony, page 31, line 6 through page 40, line 4; Exhibit HDR-9 & HDR-10;
- H. Davis Rooney cross-answering testimony, page 2, lines 14-18; page 17, lines 5-11.

The Commission should disregard all of this testimony, because it not only misconstrues KPP's discovery responses, wherein KPP states it does *not* currently plan to place the Kingman Direct

Connection under the SPP OATT,¹³ but such matters are beyond the Commission's jurisdiction, as explained by Commission Staff witness Leo Haynos.¹⁴ Such alarmist speculation has no place in this proceeding, and it will only unnecessarily extend the hearing.

As noted by Mr. Haynos, if KPP were required to place the Kingman Direct Connection facilities under the SPP OATT (in the event an unknown third party requested service, at some point in the future), then that decision and any claimed negative consequences therefrom can be considered by the Federal Energy Regulatory Commission (FERC). Any complaints by Southern Pioneer, MKEC, the Commission or any other impacted party can (and should) be brought to FERC, at that time, should KPP be required (as it must, if it receives a third party request for service on the Kingman Direct Connection) to put the Kingman Direct Connection under the SPP OATT. Speculation about any decision by FERC in a future regulatory proceeding to decide this issue, without knowing any of the circumstances, is not productive or germane to the Commission's determination in this docket.

The Commission does not have to decide the merits of Southern Pioneer and MKEC's wild speculation, or even if it will ever come to pass. Instead, the issue in this docket, as Commission Staff notes, is simply whether KPP's Application satisfies the current statutory considerations. The testimony cited above has no bearing on that determination, so it should be stricken and disregarded.

¹³ See KPP Response to Commission Staff DR #15, attached hereto as Exhibit 1; See KPP Response to MKEC DR #33, HDR-13.

¹⁴ Leo Haynos Direct Testimony, page 18, lines 1-10.

IV. CONCLUSION

The portions of Southern Pioneer's and MKEC's direct and cross-answering testimony at issue in this motion are improper and immaterial, and their inclusion in this matter will unnecessarily extend the hearing and overburden the record. KPP requests this testimony be disregarded and stricken, and for such other and further relief as the Commission deems just and proper.

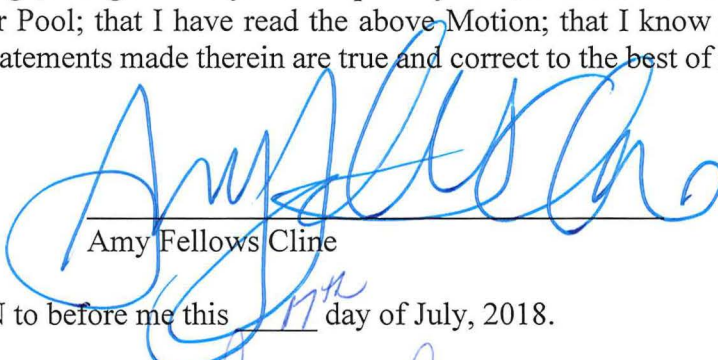
Respectfully submitted:

By: /s/ Amy Fellows Cline
Timothy E. McKee, #7135
Amy Fellows Cline, #19995
Triplett Woolf Garretson, LLC
2959 N Rock Rd, Suite 300
Wichita, KS 67226
Ph 316/630-8100
Fax 316/630-8101
amycline@twgfirm.com
Attorneys for the Kansas Power Pool

VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

Amy Fellows Cline, of lawful age, being first duly sworn upon my oath, state that I am one of the attorneys for the Kansas Power Pool; that I have read the above Motion; that I know the contents thereof and declare that the statements made therein are true and correct to the best of my knowledge and belief.



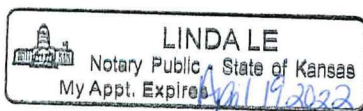
Amy Fellows Cline

SUBSCRIBED AND SWORN to before me this 17th day of July, 2018.



Notary Public

My Appointment Expires:



CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of July, 2018, Kansas Power Pool's Motion to Strike was served via electronic mail to:

Glenda Cafer
Cafer Pemberton LLC
3321 SW 6th St
Topeka, KS 66606
glenda@caferlaw.com

Terri Pemberton
Cafer Pemberton LLC
3321 SW 6th St
Topeka, KS 66606
terri@caferlaw.com

Lindsay Campbell
Southern Pioneer Electric Company
1850 W Oklahoma
PO Box 430
Ulysses, KS 67880-0430
lcampbell@pioneerelectric.coop

Michael Neeley
Kansas Corporation Commission
1500 SW Arrowhead Rd
Topeka, KS 66604-4027
M.Neeley@Kcc.KS.Gov

James Ging
Kansas Power Pool
100 N Broadway, STE L110
Wichita, KS 67202
jging@kpp.agency

Janet Buchanan
Kansas Gas Service,
A Division Of One Gas, Inc.
7421 W 129th St
Overland Park, KS 66213-2713
Janet.Buchanan@Onegas.Com

Renee Braun
Sunflower Electric Power Corporation
301 W. 13th
PO Box 1020 (67601-1020)
Hays, KS 67601
Rbraun@Sunflower.Net

James Brungardt
Sunflower Electric Power Corporation
301 W. 13th
PO Box 1020 (67601-1020)
Hays, KS 67601
Jbrungardt@Sunflower.Net

Robert Vincent
Kansas Corporation Commission
1500 SW Arrowhead Rd
Topeka, KS 66604-4027
R.Vincent@Kcc.KS.Gov

Larry Holloway
Kansas Power Pool
100 N Broadway, STE L110
Wichita, KS 67202
lholloway@kpp.agency
Davis Rooney
Sunflower Electric Power Corporation
301 W. 13th
PO Box 1020 (67601-1020)
Hays, KS 67601
Hrooney@Sunflower.Net

Al Tamimi
Sunflower Electric Power Corporation
301 W. 13th
PO Box 1020 (67601-1020)
Hays, KS 67601
Atamimi@Sunflower.Net

Teresa Miller
Ninnescah Rural Electric Cooperative Assn.,
Inc.
275 Ne 20th St
PO Box 967
Pratt, KS 67124-0967
Tmiller@Ninnescah.Com

Mary Kay Miller
Northern Natural Gas
1111 S 103rd Street (68124)
PO Box 3330
Omaha, Ne 68103-0330
Mary.Kay.Miller@Nngco.Com

Randy Magnison
Southern Pioneer Electric Company
1850 W Oklahoma
PO Box 403
Ulysses, KS 67880-0430
rmagnison@pioneerelectric.coop

Stephen J. Epperson
Southern Pioneer Electric Company
1850 W Oklahoma
PO Box 403
Ulysses, KS 67880-0430
Sepperson@Pioneerelectric.Coop

Todd Houseman
United Telephone Assn., Inc.
1107 Mcartor Rd
PO Box 117
Dodge City, KS 67801
Toddh@Unitedtelcom.Net

Mark D. Calcara
Watkins Calcara Chtd.
1321 Main St Ste 300
PO Drawer 1110
Great Bend, KS 67530
Mcalcara@Wcrf.Com

Taylor P. Calcara
Watkins Calcara Chtd.
1321 Main St Ste 300
PO Drawer 1110
Great Bend, KS 67530
Tcalcara@Wcrf.Com

/s/ Amy Fellows Cline

Amy Fellows Cline, #19995
Attorneys for Kansas Power Pool

KANSAS POWER POOL RESPONSE TO KANSAS CORPORATION COMMISSION
INFORMATION REQUEST #15

Company Name	Kansas Power Pool
Docket Number	18-KPPE-343-COC
Request Date	June 20, 2018
Response Date	June 28, 2018

Request:

- A. Does KPP believe the Kingman Direct Connection and the existing Kingman 34.5kV line meet the definition of Transmission as per the SPP AI Attachment?
- B. If yes, does KPP plan on requesting cost recovery for the Kansas Direct Connection and/or the Kingman line from all network customers in the Mid-Kansas pricing zone?
- C. If no, what additional expansion or modification to the KPP facilities would be necessary to qualify as transmission under the SPP AI Attachment.

Response:

- A. Not at this time. Attachment AI section II.6 of the SPP OATT states that for 34.5 kV transmission facilities to be included under the tariff they must meet the FERC seven factor test for transmission (the test is actually for distribution):
“A facility operated below 60 kV that has been determined to be transmission by the Commission pursuant to the seven (7) factor test set forth in Commission Order No. 888, 61 Fed Reg. 21,540, 21,620 (1996), or any applicable successor test.”

Generally speaking, factor 4 of the seven factor test reads “When power enters a local distribution system, it is not reconsigned or transported to some other market.” This is generally interpreted to mean that for a lower voltage facility to be considered transmission, it must serve more than 1 wholesale customer.¹ The Kingman Direct Connection is being constructed to serve Kingman at this time. However, should other retail electric providers in the area request service on these facilities, KPP and the City of Kingman would be obligated to provide such service, and KPP, as a transmission-owning member of SPP, would be obligated to provide this service under the SPP OATT. For example, the Kingman Direct connection and the existing Kingman 34.5 kV transmission line from Kingman to Cunningham goes through the retail territories of Ninnescah Rural Electric Cooperative, Ark

¹ It should be noted that in its September 13, 2011 Report and Recommendation to the Commission in Docket No. 09-WSEE-295-MIS, KCC Staff recommended a far broader interpretation of transmission to include service to more than one retail customer

Valley Electric Cooperative, Southern Pioneer Electric Company, and Wheatland Electric Cooperative. Should any of these retail electric suppliers require a delivery point on the Kingman or KPP 34.5 kV facilities, KPP believes that provision of this service would qualify all Kingman Direct Connection and Kingman 34.5 kV facilities that serve 2 or more wholesale customers (including the City of Kingman) as transmission under the SPP OATT and the FERC 7 factor test.

Regarding Southern Pioneer's 34.5 kV facilities, when the Commission approved the Stipulation and Agreement in KCC Docket No. 11-GIME-597-GIE² it determined that Southern Pioneer's 34.5 kV facilities were not transmission under Attachment AI of the SPP OATT because (section 1.b):

"A necessary condition for inclusion of the Mid-Kansas Member 34.5 kV facilities in the SPP transmission system and under the SPP OATT has not been met because the ownership and control of those facilities resides with non-members of SPP and no party has asserted that it has or intends to meet SPP's requirements for control by a non-owner to place the facilities under SPP's functional control."

However, section 1.c of the agreement further states:

"Notwithstanding that these facilities are not eligible for inclusion in the SPP OATT, the Signatories stipulate and recommend that the Commission should find that the facilities of Mid-Kansas Members that currently provide or are necessary to provide transmission service to one or more wholesale customers (Member Facilities) are being used to provide "transmission service" under Kansas law and such service must be provided pursuant to the Commission approved Mid-Kansas open access transmission tariff (Mid-Kansas OATT) and the related service and operating agreements appended hereto are essential components that each of KEPCo and KPP require for network integration transmission service for its resources and load. ..."

In other words, generally the Southern Pioneer 34.5 kV facilities would qualify as transmission under the SPP OATT *if Southern Pioneer were a transmission-owning member of SPP*. KPP is a transmission-owning member of SPP. Thus, KPP is required to meet its obligations under the SPP membership agreement.

Upon completion of the Kingman Direct Connection, the Southern Pioneer 34.5 kV facilities at Kingman will no longer serve 2 wholesale customers and will instead be, strictly speaking, only used to serve Southern Pioneer's retail customers, and thus would not meet the 7-factor test for transmission in Attachment AI of the SPP OATT.

² See the Commission January 11, 2012 Order Addressing Joint Motion to Approve Stipulation and Agreement and the December 1, 2011 Stipulation and Agreement in Docket No. 11-GIME-597-GIE.

Finally, it is important to recall that placing transmission service under the SPP OATT, in general for any Kansas electric utility, was found to be in the public interest by the Commission in Docket Nos 06-SPPE-202-COC and 06-WSEE-203-MIS.

- B. As discussed in A, should any of these facilities qualify as transmission under the SPP OATT in the future, KPP would seek cost recovery as allowed by the SPP OATT. Furthermore, as a transmission-owning member of SPP, KPP would be under an obligation to place these facilities under the SPP OATT. The connection would be in the Mid-Kansas pricing zone and, under today's tariff rules, all costs would be zonal.
- C. As discussed in A, this, in KPP's opinion, would require the addition of a wholesale load other than the City of Kingman on either Kingman Direct Connection facilities or downstream on Kingman's existing 34.5 kV line that will be supplied by the Kingman Direct Connection.

Verification of Response

I have read the foregoing Information Request and answer(s) thereto and find answer(s) to be true, accurate, full and complete and contain no material misrepresentations or omissions to the best of my knowledge and belief; and I will disclose to the Commission Staff any matter subsequently discovered which affects the accuracy or completeness of the answer(s) to this Information Request.

Signed: 

Date: June 28, 2018