

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Before Commissioners: Pat Apple, Chairman  
Shari Feist Albrecht  
Jay Scott Emler

In the Matter of the Application of Black )  
Hills/Kansas Gas Utility Company, LLC, d/b/a )  
Black Hills Energy ("Black Hills") for an )  
Extension of its Certificate of Convenience and ) Docket No. 17-BHCG-511-ACQ  
Authority to Operate as a Natural Gas Public )  
Utility in an Area Heretofore Served by the City )  
of Attica, Kansas, a Municipally Owned Natural )  
Gas Utility. )

**ORDER ASSESSING COSTS**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having examined its files and records and being fully advised in the premises, the Commission finds and concludes as follows:

1. K.S.A. 66-1502 authorizes the Commission to assess the expenses of an investigation, opened on its own motion, against public utilities if the expenses reasonably attributable to such investigation exceed the sum of \$100. The Commission will utilize members of its Staff in this investigation, and as deemed appropriate by the Commission, employ special assistants and consultants to investigate all matters connected with this proceeding. The Commission finds that the expenses reasonably attributable to this investigation will exceed \$100. The Commission concludes that the costs of this proceeding should be assessed to Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy ("Black Hills"). This order constitutes notice of the assessment of costs and the assessment will begin three days after the date this order is mailed. Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills

Energy ("Black Hills") is given notice that they may request a hearing as to the necessity of the investigation or the assessment of costs, in accordance with the provisions of the Kansas Administrative Procedure Act.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy ("Black Hills") is assessed the costs of this investigation.

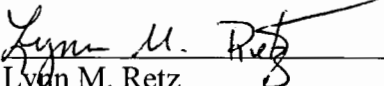
B. The parties have fifteen days, plus three days if service of this order is by mail, from the date this order was served in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 2010 Supp. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Apple Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: MAY 22 2017

  
Lynn M. Retz  
Secretary to the Commission

**Order Mailed Date**

**MAY 22 2017**

**CERTIFICATE OF SERVICE**

17-BHCG-511-ACQ

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of first class mail/hand delivered on **MAY 22 2017**.

JAKE FISHER, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604-4027  
Fax: 785-271-3354  
j.fisher@kcc.ks.gov

JAMES G. FLAHERTY, ATTORNEY  
ANDERSON & BYRD, L.L.P.  
216 S HICKORY  
PO BOX 17  
OTTAWA, KS 66067  
Fax: 785-242-1279  
jflaherty@andersonbyrd.com

SUZANNE NORRIS, CITY CLERK  
CITY OF ATTICA  
CITY HALL 127 N. MAIN STREET  
PO BOX 421  
ATTICA, KS 67009

ROBERT VINCENT, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604-4027  
Fax: 785-271-3354  
r.vincent@kcc.ks.gov

/s/ DeeAnn Shupe  
DeeAnn Shupe

**Order Mailed Date**

**MAY 22 2017**