

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

Before Commissioners: Andrew J. French, Chairperson
 Dwight D. Keen
 Annie Kuether

In the Matter of the Application of Southern)
Pioneer Electric Company for Approval of its) Docket No. 24-SPEE-540-TAR
Renewable Energy Program Rider Tariff.)

**ORDER DESIGNATING PRESIDING OFFICER AND GRANTING PETITIONS FOR
INTERVENTION OF NATIONAL BEEF PACKAGING COMPANY, LLC AND AIR
PRODUCTS AND CHEMICALS, INC.**

This matter comes before the State Corporation Commission of the State of Kansas (the “Commission”) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings:

1. On January 31, 2024, Southern Pioneer Electric Company (“Southern Pioneer”) filed an Application for Commission approval of its Renewable Energy Program Rider.¹
2. The Commission may designate a presiding officer to conduct prehearing conferences to address any matters appropriately considered in a prehearing conference, including all items listed in K.S.A. 77-517(b) of the Kansas Administrative Procedure Act (“KAPA”). Accordingly, the Commission designates Kyler C. Wineinger, Assistant General Counsel, 1500 SW Arrowhead Road, Topeka, Kansas 66604, telephone number (785) 271-3109, k.wineinger@kcc.ks.gov as Presiding Officer in this proceeding.² The Commission may designate other staff members to serve in this capacity.
3. On February 14, 2024, National Beef Packaging Company, LLC (“National Beef”) and Air Products and Chemicals, Inc. (“Air Products”) each filed a Petition for Intervention. Both

¹ Application of Southern Pioneer, Jan. 31, 2024.
² K.S.A. 77-514; K.S.A. 77-516; K.S.A. 77-551.

National Beef and Air Products explained that as retail ratepayers of Southern Pioneer, they have direct financial interests in this Docket.³

4. The Commission has broad discretion to grant a petition for intervention if it is in the interest of justice, if the intervention will not impair the orderly and prompt conduct of the proceedings, and if the party has stated facts demonstrating its legal rights, duties and privileges, immunities or other legal interests may be substantially affected by the proceeding.⁴ Furthermore, at any time during a proceeding, the Commission may impose limitations on an intervenor's participation.⁵

5. The Commission finds and concludes that National Beef and Air Products each have met the requirements of K.A.R. 82-1-225 and K.S.A. 77-521(b), and should be granted intervention in this Docket. National Beef and Air Products will be added to the mailing list, and electronic service of pleadings, communications, and correspondence should be delivered to:

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THEREFORE, THE COMMISSION ORDERS:

- A. Kyle C. Wineinger is designated as Presiding Officer in this proceeding.
- B. National Beef's Petition for Intervention is granted.
- C. Air Products' Petition for Intervention is granted.
- D. This Order is procedural and constitutes non-final agency action.⁶

³ National Beef's Petition for Intervention, Feb. 14, 2024; Air Products's Petition for Intervention, Feb. 14, 2024.

⁴ K.S.A. 77-521; K.A.R. 82-1-225.

⁵ K.S.A. 77-521(c).

⁶ K.S.A. 77-607(b)(2).

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 03/12/2024

KCW



Lynn M. Retz
Executive Director

CERTIFICATE OF SERVICE

24-SPEE-540-TAR

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 03/12/2024.

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/S/ KCC Docket Room

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