

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

Before Commissioners:      Shari Feist Albrecht, Chair  
   Jay Scott Emler  
   Dwight D. Keen

In the Matter of the Application for Annual      )  
Filing of Southern Pioneer Electric Company      )  
for Approval to Make Certain Changes to Its      )  
Charges for Electric Services, Pursuant to the      ) Docket No. 18-SPEE-477-RTS  
Debt Service Coverage Formula Based      )  
Ratemaking Plan Approved in Docket No. 13-      )  
MKEE-452-MIS and 34.5kV Formula Based      )  
Ratemaking Plan Approved in Docket No. 16-      )  
MKEE-023-TAR.      )

**ORDER GRANTING CURB'S PETITION TO INTERVENE**

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

1. On April 30, 2018, Southern Pioneer Electric Company (Southern Pioneer) filed an Application with the Commission for approval to make certain changes to its charges for electric service, pursuant to the Debt Service Coverage Formula Based Ratemaking Plan approved in Docket No. 13-MKEE-452-MIS and 34.5 kV Formula Based Ratemaking Plan approved in Docket No. 16-MKEE-023-TAR.<sup>1</sup>

2. On May 2, 2018, the Citizens' Utility Ratepayer Board (CURB) filed its Petition to Intervene, citing its statutory authority to represent residential and small commercial ratepayers.

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<sup>1</sup> Application of Southern Pioneer, (Apr. 30, 2018).

CURB explains the rates paid by and the services received by residential and small commercial customers may be substantially affected by this proceeding.<sup>2</sup>

3. 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.<sup>3</sup>

4. The Commission finds CURB has demonstrated an interest in this proceeding. Therefore, pursuant to K.S.A. 77-521, the Commission grants CURB's Petition for Intervention.

5. CURB will be added to the official service list. Service of pleadings, communications, and correspondence should be delivered to counsel of record and CURB's other designees, as follows:

David W. Nickel, Consumer Counsel, #11170  
Thomas J. Connors, Attorney, #27039  
Todd E. Love, Attorney, #13445  
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<sup>2</sup> CURB's Petition to Intervene, ¶ 5 (May 2, 2018).

<sup>3</sup> K.S.A. 77-521; K.A.R. 82-1-225.

**THEREFORE, THE COMMISSION ORDERS:**

- A. CURB's Petition to Intervene is granted pursuant to K.S.A. 77-521.
- B. The parties have 15 days, plus three days if service of this Order is by mail, to petition the Commission for reconsideration.<sup>4</sup>
- C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

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

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner

Dated: 05/10/2018



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Lynn M. Retz  
Secretary to the Commission

REV/vj

<sup>4</sup> K.S.A. 66-118b; K.S.A. 77-529(a)(1).

## CERTIFICATE OF SERVICE

18-SPEE-477-RTS

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 05/11/2018.

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**CERTIFICATE OF SERVICE**

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/s/ DeeAnn Shupe  
DeeAnn Shupe

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