

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 FreeState Electric)
Cooperative, Inc. for a Certificate of Convenience and) Docket No. 17-FSEE-491-COC
Authority to Transact the Business of an Electric Public)
Utility in the State of Kansas.)

CERTIFICATE

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

1. On May 8, 2017, FreeState Electric Cooperative, Inc. ("Applicant") filed an application seeking a Certificate of Convenience and Authority to provide electric service to a portion of Douglas County, Kansas as required by K.S.A. 66-131. Applicant is an electric public utility as defined by K.S.A. 66-104. A public hearing was neither requested nor held on this application.

2. Specifically, Applicant requests a Certificate in the territory described as follows:

DOUGLAS COUNTY

The Southwest 1/4 of Section 23, Township 13 South, Range 17 East and the Northwest 1/4 of Section 26, Township 13 South, Range 17 East; as detailed on the map in the application.

This legal description was also included in Staff's Report and Recommendation (Staff's R&R) as Attachment 1, filed on May 26, 2017, in which Staff recommended the Commission approve Applicant's requested Certificate.

3. The territory described in Finding No. 2 above is currently served by Westar Energy (Westar). Pursuant to Docket No. 17-WSEE-509-CCS, Westar requests permission to cease operating as an electric public utility in that territory.

4. Public convenience will be promoted by allowing Applicant to provide electric service in the territory described in Finding No. 2 above. The application, therefore, should be granted and a Certificate issued to Applicant in accordance with the provisions of K.S.A. 66-131.

IT IS, THEREFORE, BY THE COMMISSION CONSIDERED AND CERTIFIED:

(A) The application filed herein is granted and FreeState Electric Cooperative, Inc. is permitted to transact the business of an electric public utility in the territory described in Finding No. 2 above, and the corresponding cease by Westar Energy in Docket No. 17-WSEE-509-CCS is granted.

(B) Any party may file a petition for reconsideration of this order within fifteen (15) days of the date this order is served. If service is by mail, service is complete upon mailing and an additional three days may be added to the above time frame. K.S.A. 66-118b; K.S.A. 77-259.

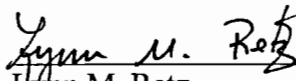
(C) The Commission retains jurisdiction of the subject matter and parties for the purpose of entering such further order or orders as it may deem necessary.

BY THE COMMISSION IT IS SO CERTIFICATED.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: JUN 22 2017

JF


Lynn M. Retz
Secretary to the Commission

EMAILED

CERTIFICATE OF SERVICE

17-FSEE-491-COC

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of

Electronic Service on JUN 22 2017.

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JUN 22 2017