

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

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

In the Matter of the Application of the City of)
Chanute, Kansas for Approval Under K.S.A.) Docket No. 15-CHNE-175-MIS
10-1203 to Issue Revenue Bonds.)

**ORDER GRANTING INTERVENTION TO
SOUTHWESTERN BELL TELEPHONE COMPANY**

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas ("Commission") for consideration and decision. Having reviewed its files and record and being duly advised in the premises, the Commission makes the following findings:

1. On October 21, 2014, the City of Chanute, Kansas (Chanute or City) filed an application requesting Commission approval for the City to issue revenue bonds to finance the planned extension of its fiber-optic network to support advanced metering infrastructure (AMI), sometimes referred to as SmartGrid, and to provide broadband internet services to all the businesses and residents in the City's utility service area. Under K.S.A. 10-1203, municipalities are required to obtain approval from the Commission prior to issuing revenue bonds to finance certain utility services.

2. On November 12, 2014, Southwestern Bell Telephone Company (SWBT), pursuant to K.A.R. 82-1-225, filed a Petition for Intervention stating that it is the incumbent electing carrier providing switched local exchange service within the State of Kansas, including the Chanute, Kansas local exchange area and, specifically, the City of Chanute and the area depicted on Exhibit A to Chanute's Application. SWBT maintains that the company's interests

and the interests of its customers may be affected by any order or determination made by the Commission in this proceeding and that its legal rights, duties and other legal interests may be substantially affected by any determination or Commission Order issued as a result of the proceeding. SWBT further states that no other party to this proceeding is able to effectively protect the rights and interests of SWBT.

3. The Commission has broad discretion to grant a petition for intervention if it is in the interests of justice, if the intervention will not impair the orderly and prompt conduct of the proceeding, and if the party has stated facts demonstrating its legal rights, duties, privileges, immunities or other legal interests may be substantially affected by the proceeding. K.S.A. 77-521(b); K.A.R. 82-1-225(b). At any time during a proceeding, the Commission may impose limitations on an intervenor's participation. K.S.A. 77-521(c).

4. The Commission finds and concludes that SWBT has met the requirements of K.A.R. 82-1-225 and should be granted intervention. SWBT will be added to the mailing list and service of pleadings, communications, and correspondence should be delivered to counsel of record, as follows:

Bruce A. Ney
Southwestern Bell Telephone Company
220 E. Sixth Street, Room 515
Topeka, Kansas 66603-3596
(785) 276-8413
(785)276-1948 (facsimile)
bruce.ney@att.com

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Southwestern Bell Telephone Company is granted intervention in this proceeding. Counsel of record for the petitioner shall receive service of all pleadings in this matter, as set forth above.

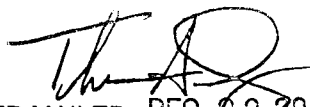
B. The parties have fifteen (15) days, plus three (3) days if service of this Order is by mail, from the date this order was served in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 77-529(a)(1).

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

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chmn.; Emler, Com.; Apple, Com.

Dated: DEC 02 2014


ORDER MAILED DEC 03 2014
Thomas A. Day
Acting Executive Director

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PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET
TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
LARRY GATES, UTILITIES DIRECTOR CITY OF CHANUTE 101 SOUTH LINCOLN MEMORIAL BLDG, PO BOX 907 CHANUTE, KS 66720		
OTTO NEWTON, LITIGATION COUNSEL 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***		
ANNE E. CALLENBACH, ATTORNEY POLSINELLI PC 6201 COLLEGE BOULEVARD SUITE 500 OVERLAND PARK, KS 66211		
FRANK A. CARO, JR., ATTORNEY POLSINELLI PC 6201 COLLEGE BOULEVARD SUITE 500 OVERLAND PARK, KS 66211		
BRUCE A. NEY, GENERAL ATTORNEY SOUTHWESTERN BELL TELEPHONE CO. D/B/A AT&T KANSAS 220 SE 6TH AVE RM 505 TOPEKA, KS 66603-3596		

ORDER MAILED DEC 03 2014

The Docket Room hereby certified that on this _____ day of _____, 20_____, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.