

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

In the Matter of the Application of Great)
Plains Energy Incorporated, Kansas City)
Power & Light Company and Westar) Docket No. 18-KCPE-095-MER
Energy, Inc. for approval of the Merger of)
Westar Energy, Inc. and Great Plains)
Energy, Incorporated.)

PETITION TO INTERVENE OF BRIGHTERGY, LLC

COMES NOW Brightergy, LLC (“Brightergy”) and in support of its Petition to Intervene states as follows:

1. Brightergy is a limited liability company organized under the laws of the State of Missouri with its principal place of business at 1712 Main Street, 7th Floor, Kansas City, MO, 64108.
2. The issues Westar raises in this docket impact a primary area of business for Brightergy, providing energy efficiency, energy management and energy generation solutions for private companies, school districts, and municipalities, among many other clients.
3. Brightergy is active in both KCP&L and Westar service territories.
4. Energy solutions, including on-site solar generation, efficiency, and energy management, are heavily shaped by a utility’s individual policies and tariffs.
5. As such, Brightergy will be directly and substantially impacted by the Commission’s decision in this Docket.
6. Rulings on applications for intervention are guided by three factors: (1) the petition needs to be in writing and submitted to the presiding officer, with copies mailed to all parties, at least three days before an evidentiary hearing; (2) the petition must state facts demonstrating that the petitioner’s legal rights, duties, privileges, and immunities, or other legal interests may be substantially affected by the proceeding, or that the petitioner qualifies as an intervenor under any provision of law; and (3) the interest of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing the intervention.

7. Westar offers a parallel generation rider¹, as well as a net metering rider².

8. KCP&L offers similar, but not identical programs for parallel generation³ and net metering⁴.

9. Parallel generation and net metering are both critical programs for the planning, installation, operation and maintenance of PV solar generation systems. The details of these tariffs can make the regulatory environment more or less conducive to the growth of the solar market.

10. Further, KCP&L and Westar employ differing procedures for interconnection of PV solar generation systems.

11. It is not yet known whether these specific tariffs will be considered in this Docket, but it is likely that the combination will affect policies such as these. Brightergy can to protect its interests and properly inform the Commission as to developments and disputes in this area only if it is granted intervention. The impact of merging rules, standards, business practices and/or tariffs will have a direct impact on Brightergy's interests.

12. Pursuant to K.S.A. § 77-521 and K.A.R. § 82-1-225, Brightergy is qualified to intervene in this docket, because its legal rights, duties, privileges, immunities, or other legal interests may be substantially affected by the proceeding.

13. Brightergy agrees to accept the state of this Docket in all respects at the time of its Petition and requested intervention herein.

14. No other party in this proceeding will adequately represent Brightergy's interests.

15. No party to this proceeding will be prejudiced by granting the requested intervention.

¹ See Schedule PGR Sheets 1-6.

² See Schedule NMR Sheets 1-19.

³ See Schedule 68, Sheets 1-4.

⁴ See Schedule 67, Sheets 1-12.

16. All communications and correspondence to Brightergy, including services of all notices and orders of the Commission herein are requested to be sent to the following named individual:

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WHEREFORE, Brightergy respectfully moves the Commission for an Order allowing it to intervene in this case and to become a party of record with all rights to have notice and fully participate in this matter, including, but not limited to, the right to file briefs and motions, to participate in argument, and to conduct discovery, and for all other necessary and proper purposes.

Dated September 8, 2017
Respectfully submitted,


/s/ Andrew J. Zellers
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VERIFICATION

State of Missouri)
) ss:
County of Jackson)

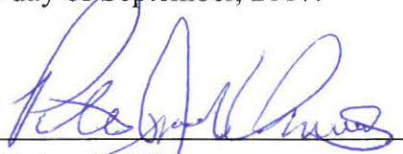
Andrew J. Zellers, of lawful age, being duly sworn, upon oath states:

That he is the attorney for the intervenor Brightergy, LLC, that he has read the above and foregoing Petition to Intervene, knows the contents thereof, and knows that all of the statements made herein are true.



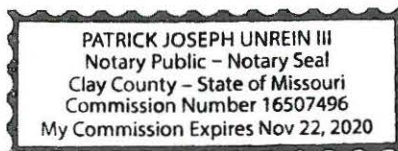
Andrew J. Zellers

SUBSCRIBED AND SWORN to me this 8th day of September, 2017.



Notary Public

My Appointment Expires:



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