

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Before Commissioners: John Wine, Chair  
Cynthia Claus  
Brian Moline

STATE CORPORATION COMMISSION

DEC 13 2002

In the Matter of the Application of )  
Midwest Energy, Inc. Requesting a )  
Utility-Specific Docket and Submittal of )  
a Report on Generation Fuel Purchases )  
in Compliance With an Order Dated )  
September 25, 2002 in Docket No. )  
106,850-U and 75-GIMC-009-GIG In )  
the Matter of a General Investigation )  
Upon the Commission's Own Motion to )  
Establish General Policies With Regard )  
to Purchased Natural Gas, Fuel for )  
Electric Power Generation, and )  
Purchased Electric Power. )

*Jeffrey S. Wazman* Docket Room

Docket No.  
03-MDWE-464-ECA

**PETITION TO INTERVENE**

COMES NOW, the Citizens' Utility Ratepayer Board ("CURB") and moves the Corporation Commission of the State of Kansas ("Commission") for an order permitting it to intervene in the above-captioned proceeding. In support of its petition, CURB states and alleges as follows:

1. CURB is composed of five volunteer consumer advocate members and is statutorily authorized to represent the interests of Kansas residential and small commercial ratepayers in utility proceedings.

2. CURB's Consumer Counsel has been given the discretion to intervene and represent the interests of Kansas residential and small commercial ratepayers in any utility proceeding before the Commission under K.S.A. 66-1223 et seq.

3. On December 6, 2002, Midwest Energy, Inc., made a filing with the commission in compliance with an order issued in the above captioned docket. The purpose of the filing was to request a utility-specific docket for filing of information related to purchases of fuel for electric generation; and provide the first annual filing of summary information related to purchases of fuel for electric generation.

4. CURB is requesting permission to intervene in this docket to represent the interests of the residential and small commercial ratepayers of Kansas. The service received by those customers will or may be affected by any Commission order or activity in this proceeding.

5. The representation of CURB's interests in this proceeding by existing parties is or may be inadequate.

6. The residential and small commercial ratepayers whose interests CURB represents will or may be bound by any Commission order or activity in this proceeding and will or may be adversely affected thereby.

WHEREFORE, CURB RESPECTFULLY REQUESTS The Commission grant its Petition for Intervention in this Docket.

Respectfully submitted,



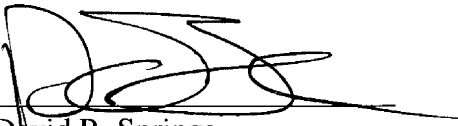
David R. Springe #15619  
Niki Christopher #19311  
Citizens' Utility Ratepayer Board  
1500 S.W. Arrowhead Rd.  
Topeka, KS 66604  
Telephone: (785) 271-3200  
FAX: (785) 271-3116

**VERIFICATION**

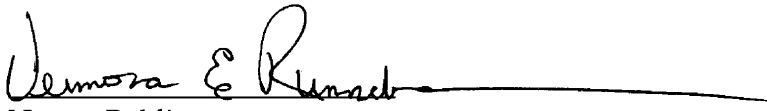
STATE OF KANSAS                    )  
  )        ss:  
COUNTY OF SHAWNEE            )

I, David R. Springe, of lawful age, being first dully sworn upon his oath states:

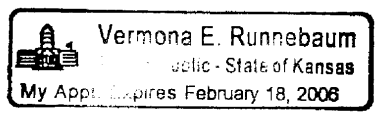
That he is an attorney for the above named petitioner; that he has read the above and foregoing, and, upon information and belief, states that the matters therein appearing are true and correct.

  
David R. Springe

SUBSCRIBED AND SWORN TO before me this 13 day of December, 2002  
200\_.

  
Notary Public

My Commission expires: February 18, 2006



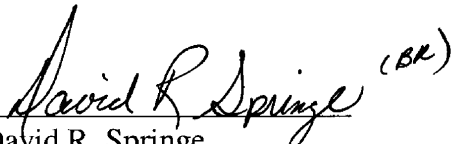
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing, was placed in the U.S.mail, postage prepaid on this 13 day of December, 2002

Susan Cunningham  
Kansas Corporation Commission  
1500 S.W. Arrowhead Rd.  
Topeka, KS 66604

Pat Parke  
Midwest Energy  
P.O. Box 808  
Hays, KS 67601

Brock McPherson  
McPherson & McVey Law Offices  
P.O. Drawer 1429  
Great Bend, KS 67530

  
David R. Springe