## BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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In the Matter of the Application of Kansas Gas and Electric Company for Approval of the Amendment to the Energy Supply Agreement between Kansas Gas and Electric Company and HollyFrontier El Dorado Refining LLC

Docket No. 19-KG&E-091-CON

# JOINT MOTION FOR EXTENSION OF ENERGY SUPPLY AGREEMENT

COMES NOW Staff of the Kansas Corporation Commission ("Staff"), Kansas Gas and Electric Company, d/b/a Westar Energy (Westar), and HollyFrontier El Dorado Refining LLC ("Frontier") (together as "Joint Movants") and file this Joint Motion for Extension of the Energy Supply Agreement between Kansas Gas and Electric Company and HollyFrontier El Dorado Refining LLC (the "Agreement"). In support of the Motion, Joint Movants state:

1. On August 28, 2018, Westar and Frontier filed a Joint Application requesting approval of the Agreement. The 240-day statutory deadline for Commission action in this docket is April 25, 2019.

2. Frontier currently takes service from Westar under an Energy Supply Agreement ("ESA") that was approved by the Commission on January 2, 2013, in Docket No. 12-KG&E-718-CON, and extended one year by the Commission in Docket No. 12-KG&E-112-CON. The ESA currently expires on January 2, 2019.

3. Staff has been working to review the Joint Application and proposed Agreement; however, Staff does not expect to have its review completed prior to January 2, 2019, when the existing ESA will expire.

4. Therefore, Joint Movants request the Commission grant an extension of the rates and terms contained in the existing ESA through the end of the billing cycle following a final Commission order on Westar and Frontier's Joint Application.

WHEREFORE, Joint Movants respectfully request that the Commission issue an order extending the rates and terms contained in the existing ESA through the end of the billing cycle following a final Commission order in this docket.

Respectfully submitted,

<u>/s/ Michael Neeley</u> Michael Neeley, S. Ct. #25027 Litigation Counsel Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, Kansas 66604-4027 Phone: (785) 271-3173 E-mail: <u>m.neeley@kcc.ks.gov</u>

**Counsel for Commission Staff** 

<u>/s/ Cathryn Dinges</u> Cathryn J. Dinges, #20848 Senior Corporate Counsel 818 South Kansas Avenue Topeka, Kansas 66612 Telephone: (785) 575-8344 Cathy.Dinges@westarenergy.com

**Counsel for Kansas Gas and Electric Company** 

/s/ James Flaherty

James G. Flaherty Anderson & Byrd LLP 216 S. Hickory P.O. Box 17 Ottawa, Kansas 66067 <u>jflaherty@andersonbyrd.com</u> 785-242-1234 913-486-7949 (cell) 785-242-1279 (fax)

Counsel for HollyFrontier El Dorado Refining LLC

STATE OF KANSAS ) ) ss. COUNTY OF SHAWNEE )

### **VERIFICATION**

Michael Neeley, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas, that he has read and is familiar with the foregoing *Joint Motion for Extension of Energy Supply Agreement* and that the statements contained therein are true and correct to the best of his knowledge, information and belief.

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Michael Neeley # 25027 Kansas Corporation Commission of the State of Kansas

Subscribed and sworn to before me this 30th day of November, 2018.

Notary Public - State of Kansas My Appt. Expires (- 30-22

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My Appointment Expires: June 30, 2022

# CERTIFICATE OF SERVICE

#### 19-KG&E-091-CON

I, the undersigned, certify that a true and correct copy of the above and foregoing Joint Motion for Extension of Energy Supply Agreement was served via electronic service this 30th day of November, 2018, to the following:

JAMES G. FLAHERTY, ATTORNEY ANDERSON & BYRD, L.L.P. 216 S HICKORY PO BOX 17 OTTAWA, KS 66067 Fax: 785-242-1279 jflaherty@andersonbyrd.com

MICHAEL NEELEY, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604 Fax: 785-271-3167 m.neeley@kcc.ks.gov PHOENIX ANSHUTZ, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604 Fax: 785-2713354 p.anshutz@kcc.ks.gov

CATHRYN J. DINGES, CORPORATE COUNSEL WESTAR ENERGY, INC. 818 S KANSAS AVE PO BOX 889 TOPEKA, KS 666010889 Fax: 785-575-8136 cathy.dinges@westarenergy.com

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Vicki Jacobsen