

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

In the Matter of the Application of Southern)
Pioneer Electric Company for Approval of its) Docket No. 24-SPEE-540-TAR
Renewable Energy Program Rider Tariff.)
)

**APPLICANT SOUTHERN PIONEER ELECTRIC COMPANY’S RESPONSE TO
STAFF’S REPORT AND RECOMMENDATIONS**

Southern Pioneer Electric Company (“Southern Pioneer”), hereby submits the following Response to Staff’s Report and Recommendation filed in the captioned docket:

1. On January 31, 2024, Southern Pioneer filed its Application pursuant to K.S.A. 66-117 seeking approval to implement a voluntary Renewable Energy Program Rider (“RE Rider”).

2. On February 2, 2024, CURB filed a petition to intervene, which was granted on February 8, 2024. On February 14, 2024, National Beef and Air Products filed petitions to intervene, which were both granted on March 12, 2024.

3. On May 31, 2024, KCC Staff (“Staff”) filed its Report and Recommendation, recommending that the Commission approve the RE Program and Three-Party Agreement- RE Program Participation Agreement with three stipulations:

1. Southern Pioneer must note in the customer education materials that residential participation in their Community Solar Program will not add any additional renewable generation to Sunflower’s generation portfolio and allocates generation from its Johnson Corner Solar Project;

2. As detailed in the Southern Pioneer/Sunflower Participant Agreement, Southern Pioneer/Sunflower must pursue all legal recourse to minimize the impact of any Tier 3 customer default on Southern Pioneer’s retail customer base; and

3. If Sunflower/Southern Pioneer places any defaulted portion of a PPA transacted on behalf of a third-party customer into its Energy Cost Adjustment, Sunflower will flow-through any legal proceeds received from the customer default back

through Southern Pioneer's ECA, less any legal fees incurred to win a judgement or settle damages.

4. Southern Pioneer has reviewed the Staff Report and Recommendations, and believes Staff's three stipulations set forth therein are reasonable. As such, Southern Pioneer is agreeable to implementing the three stipulations identified by Staff in its Report and Recommendations.

WHEREFORE, Southern Pioneer submits that it believes the stipulations set forth by Staff in the Report and Recommendations are reasonable, and agrees to implementing the same in its Renewable Energy Program and Three-Party Agreement- RE Program Participation Agreement that is the subject of the Application in this docket.

Respectfully submitted,

/s/ Will B. Wohlford

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CERTIFICATE OF SERVICE

24-SPEE-540-TAR

I, the undersigned, certify that a true and correct copy of the above and foregoing Notice of Filing of Staff's Report and Recommendation was served via electronic service this 14th day of June, 2024, to the following:

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