2010.12.02 10:34:44 Kansas Corporation Commission /S/ Susan K. Duffy

THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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STATE CORPORATION COMMISSION

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In the Matter of a General Investigation into Depreciation Issues.

Docket No. 08-GIMX-1142-GIV

<u>CORRECTIONS TO SWORN AFFIDAVIT OF MICHAEL J. MAJOROS, JR. ON</u> <u>BEHALF OF CURB</u>

The Citizens' Utility Ratepayer Board (CURB) herein notifies the Commission of two errors made by CURB in its filing of December 1, 2010, and requests permission to correct the errors, as follows:

1. On December 1, 2010, CURB filed the Sworn Affidavit of Michael J. Majoros, Jr. in the above-captioned docket, without attaching the cover letter explaining that the Affidavit was intended to be CURB's response to the Commission's request for comments from the parties in this docket. The cover letter is attached.

2. In the same filing, Mr. Majoros inadvertently used an incorrectly-worded verification. The corrected verification is attached.

CURB has informally notified all parties of record of these errors and its intention to correct them, and has received no objections.

Therefore, CURB respectfully requests that the Commission allow CURB to correct the errors described above, by (1) adding the attached cover letter to CURB's December 1 filing and (2) substituting the attached corrected verification of Mr. Majoros for the verification that was included with the filing.

Respectfully submitted,

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Niki Christopher #19311 David Springe #15619 Citizens' Utility Ratepayer Board 1500 SW Arrowhead Road Topeka, KS 66604 Telephone: (785) 271-3200 Facsimile: (785) 271-3116

VERIFICATION

STATE OF KANSAS) COUNTY OF SHAWNEE) ss:

I, Niki Christopher, of lawful age, being first duly sworn upon her oath states:

That she is an attorney for the Citizens' Utility Ratepayer Board, that she has read the above and foregoing document, and, upon information and belief, states that the matters therein appearing are true and correct.

Niki Christopher

SUBSCRIBED AND SWORN to before me this 2nd day of December, 2010.

DELLA J. SMITH Notary Public - State of Kansas My Appt. Expires January 26, 2013

Notary Public

My Commission expires: 01-26-2013.

Citizens' Utility Ratepayer Board

Board Members: Nancy Jackson, Chair A. W. Dirks, Vice-Chair Carol I. Faucher, Member Stephanie Kelton, Member Kenneth Baker, Member



State of Kansas Mark Parkinson, Governor

December 02, 2010

Susan K. Duffy Executive Director 1500 SW Arrowhead Road Topeka, KS 66604 (via e-mail)

In re: 08-GIMX-1142-GIV

Dear Ms. Duffy:

On behalf of the Citizens' Utility Ratepayer Board (CURB), please accept the *Sworn Affidavit of Michael J. Majoros, Jr.*, as CURB's response to the request of the Commission in its October 11, 2010 Order for comments on depreciation issues.

Sincerely,

David Springe #15619 Niki Christopher #19311 Citizens' Utility Ratepayer Board 1500 SW Arrowhead Road Topeka, KS 66604 (785) 271-3200 (785) 271-3116 Fax

cc: Parties of Record Attachment David Springe, Consumer Counsel 1500 S.W. Arrowhead Road Topeka, Kansas 66604-4027 Phone: (785) 271-3200 Fax: (785) 271-3116 http://curb.kansas.gov

VERIFICATION

STATE OF DISTRICT OF COLUMBIA) ss:

I, Michael J. Majoros, Jr., of lawful age, being first duly sworn upon his oath states:

That he is a consultant for the Citizens' Utility Ratepayer Board, that he has read and is familiar with the foregoing testimony, and, upon information and belief, states that the matters therein appearing are true and correct.

Michael J Majoros, *l*Ir

SUBSCRIBED AND SWORN to before me this | day of December, 2010.

Notary Public

DONNA ANN JEFFRIES NOTARY PUBLIC DISTRICT OF COLUMBIA My Commission expires: My Commission Expires July 14, 2015

CERTIFICATE OF SERVICE

08-GIMX-1142-GIV

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing document was placed in the United States mail, postage prepaid, electronic service, or hand-delivered this 2nd day of December, 2010, to the following:

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

ELLEN T WEAVER ATMOS ENERGY STE 1800 5430 LBJ FREEWAY P O BOX 650205 DALLAS, TX 75265-0205 ellen.weaver@atmosenergy.com

MARGARET A (MEG) MCGILL, REGULATORY MANAGER BLACK HILLS/KANSAS GAS UTILITY COMPANY, LLC D/B/A BLACK HILLS ENERGY BLACK HILLS UTILITY HOLDINGS INC 1815 CAPITOL AVE OMAHA, NE 68102 Fax: 402-221-2501 margaret.mcgill@blackhillscorp.com

LAURIE DELANO EMPIRE DISTRICT ELECTRIC COMPANY 602 S JOPLIN AVE (64801) PO BOX 127 JOPLIN, MO 64802 Fax: 417-625-5169 ldelano@empiredistrict.com

CURTIS D. BLANC, SR. DIR. REG. AFFAIRS KANSAS CITY POWER & LIGHT COMPANY ONE KANSAS CITY PLACE 1200 MAIN STREET (64105) P.O. BOX 418679 KANSAS CITY, MO 64141-9679 Fax: 816-556-2787 curtis.blanc@kcpl.com

MARY TURNER, DIRECTOR, REGULATORY AFFAIRS KANSAS CITY POWER & LIGHT COMPANY ONE KANSAS CITY PLACE 1200 MAIN STREET (64105) P.O. BOX 418679 KANSAS CITY, MO 64141-9679 Fax: 816-556-2110 mary.turner@kcpl.com JOE T. CHRISTIAN ATMOS ENERGY 5420 LBJ FREEWAY (75240) STE 160 P O BOX 650205 DALLAS, TX 75265-0205 joe.christian@atmosenergy.com

KAREN P WILKES ATMOS ENERGY CORPORATION 1555 BLAKE ST 400 DENVER, CO 80202 karen.wilkes@atmosenergy.com

GLENDA CAFER, ATTORNEY CAFER LAW OFFICE, L.L.C. 3321 SW 6TH STREET TOPEKA, KS 66606 Fax: 785-271-9993 gcafer@sbcglobal.net

KELLY WALTERS, VICE PRESIDENT EMPIRE DISTRICT ELECTRIC COMPANY 602 S JOPLIN AVE (64801) PO BOX 127 JOPLIN, MO 64802 Fax: 417-625-5173 kwalters@empiredistrict.com

DENISE M. BUFFINGTON, CORPORATE COUNSEL KANSAS CITY POWER & LIGHT COMPANY ONE KANSAS CITY PLACE 1200 MAIN STREET (64105) P.O. BOX 418679 KANSAS CITY, MO 64141-9679 Fax: 816-556-2787 denise.buffington@kcpl.com

DANA BRADBURY, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 Fax: 785-271-3167 d.bradbury@kcc.ks.gov **** Hand Deliver ****

CERTIFICATE OF SERVICE

08-GIMX-1142-GIV

TERRI PEMBERTON, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 Fax: 785-271-3354 t.pemberton@kcc.ks.gov **** Hand Deliver ****

WALKER HENDRIX, DIR, REG LAW KANSAS GAS SERVICE, A DIVISION OF ONEOK, INC. 7421 W 129TH STREET STE 300 (66213) PO BOX 25957 SHAWNEE MISSION, KS 66225-9835 Fax: 913-319-8622 whendrix@oneok.com

PATRICK PARKE, VP CUSTOMER SERVICE MIDWEST ENERGY, INC. 1330 CANTERBURY ROAD PO BOX 898 HAYS, KS 67601-0898 Fax: 785-625-1494 patparke@mwenergy.com

MARK D. CALCARA, GENERAL COUNSEL SUNFLOWER ELECTRIC POWER CORPORATION 301 W. 13TH PO BOX 1020 (67601-1020) HAYS, KS 67601 Fax: 785-623-3395 mcalcara@sunflower.net

KEEN K. BRANTLEY, ATTORNEY WALLACE, BRANTLEY & SHIRLEY 325 MAIN STREET PO BOX 605 SCOTT CITY, KS 67871 Fax: 620-872-2203 kbrantley@wbsnet.org

MARTIN J. BREGMAN, EXEC DIR, LAW WESTAR ENERGY, INC. 818 S KANSAS AVENUE PO BOX 889 TOPEKA, KS 66601-0889 Fax: 785-575-8136 marty.bregman@westarenergy.com JOHN P. DECOURSEY, DIRECTOR, LAW KANSAS GAS SERVICE, A DIVISION OF ONEOK, INC. 7421 W 129TH STREET STE 300 (66213) PO BOX 25957 SHAWNEE MISSION, KS 66225-9835 Fax: 913-319-8622 jdecoursey@kgas.com

TOM MEIS, VICE PRESIDENT FINANCE, CFO MIDWEST ENERGY, INC. 1330 CANTERBURY ROAD PO BOX 898 HAYS, KS 67601-0898 Fax: 785-625-1494 tmeis@mwenergy.com

SUSAN B CUNNINGHAM, COUNSEL SNR DENTON US LLP 7028 SW 69TH ST AUBURN, KS 66402-9421 Fax: 816-531-7545 susan.cunningham@snrdenton.com

THOMAS K. HESTERMANN, MANAGER, REGULATORY RELATIONS SUNFLOWER ELECTRIC POWER CORPORATION 301 W. 13TH PO BOX 1020 (67601-1020) HAYS, KS 67601 Fax: 785-623-3373 tkhestermann@sunflower.net

LINDSAY A. SHEPARD, ATTORNEY WATKINS CALCARA CHTD. 1321 MAIN STREET SUITE 300 PO DRAWER 1110 GREAT BEND, KS 67530 Fax: 620-792-2775 lshepard@wcrf.com

CATHRYN J. DINGES, CORPORATE COUNSEL WESTAR ENERGY, INC. 818 S KANSAS AVENUE PO BOX 889 TOPEKA, KS 66601-0889 Fax: 785-575-8136 cathy.dinges@westarenergy.com

Della Smith

Citizens' Utility Ratepayer Board

Board Members: Nancy Jackson, Chair A. W. Dirks, Vice-Chair Carol I. Faucher, Member Stephanie Kelton, Member Kenneth Baker, Member



State of Kansas Mark Parkinson, Governor David Springe, Consumer Counsel 1500 S.W. Arrowhead Road Topeka, Kansas 66604-4027 Phone: (785) 271-3200 Fax: (785) 271-3116 http://curb.kansas.gov

December 02, 2010

Susan K. Duffy Executive Director 1500 SW Arrowhead Road Topeka, KS 66604 (via e-mail)

In re: 08-GIMX-1142-GIV

Dear Ms. Duffy:

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Summe Thingty

On behalf of the Citizens' Utility Ratepayer Board (CURB), please accept for filing CURB's corrections to *Sworn Affidavit of Michael J. Majoros, Jr.*, which requests that the Commission permit CURB to 1) add the cover letter that should have been filed with the *Sworn Affidavit of Michael J. Majoros, Jr.*, which CURB filed with the Commission on December 01, 2010 and 2) substitute a corrected verification of Michael J. Majoros, Jr. to replace the verification that was filed with the Sworn Affidavit in reference to the above docket. CURB will provide a copy of this filing via email to all parties on the service list and include the pages attached herein.

Thank you for your assistance and attention to this matter.

VI Sincerely,

David Springe #15619 Niki Christopher #19311 Citizens' Utility Ratepayer Board 1500 SW Arrowhead Road Topeka, KS 66604 (785) 271-3200 (785) 271-3116 Fax

cc: Parties of Record Attachment