

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

MAY 06 2013

In the Matter of the General Investigation)
into the Class Cost of Service and Rate)
Design Methods Used to Establish Gas and)
Electric Utility Rates.)

by
State Corporation Commission
of Kansas

Docket No. 13-GIMX-606-GIV

PETITION TO INTERVENE OF KANSAS ELECTRIC COOPERATIVES, INC.

COMES NOW Kansas Electric Cooperatives, Inc. (KEC) and hereby respectfully requests the State Corporation Commission of the State of Kansas (Commission) for an order, pursuant to K.S.A. 77-521 and K.A.R. 82-1-225, permitting KEC to intervene in the above-captioned proceeding. In support of its petition, KEC states as follows:

1. KEC is a corporation duly organized under the laws of the state of Kansas, with its principal place of business located at 7332 SW 21st Street, Topeka, Kansas 66615. KEC is authorized to do business and is conducting business in the state of Kansas.

2. KEC was formed on August 18, 1941. KEC is the statewide service organization for 29 electric distribution cooperatives and three generation and transmission cooperatives in Kansas. KEC represents the interests and provides needed services and programs to electric cooperatives that serve member/consumers within Kansas. KEC functions for the mutual benefit of its members to promote rural electrification and foster the principles on which electric cooperatives were founded. KEC's members include both Commission-regulated and locally-regulated electric cooperatives in Kansas: Alfalfa Electric Cooperative, Inc.; Ark Valley Electric Cooperative Association, Inc.; Bluestem Electric Cooperative, Inc.; Brown-Atchison Electric Cooperative Association, Inc.; Butler Rural Electric Cooperative Association, Inc.; Caney Valley Electric Cooperative Association, Inc.; CMS Electric Cooperative, Inc.; Doniphan Electric Cooperative Association, Inc.; DS&O Electric Cooperative, Inc.; Flint Hills Rural Electric

Cooperative Association, Inc.; Heartland Rural Electric Cooperative, Inc.; KAMO Electric Cooperative, Inc.; Kansas Electric Power Cooperative, Inc.; Kaw Valley Electric Cooperative, Inc.; Lane-Scott Electric Cooperative, Inc.; Leavenworth-Jefferson Electric Cooperative, Inc.; Lyon-Coffey Electric Cooperative, Inc.; Midwest Energy, Inc.; Nemaha-Marshall Electric Cooperative Association, Inc.; Ninnescah Electric Cooperative Association, Inc.; Pioneer Electric Cooperative, Inc.; Prairie Land Electric Cooperative, Inc.; Radiant Electric Cooperative, Inc.; Rolling Hills Electric Cooperative, Inc.; Sedgwick County Electric Cooperative Association, Inc.; Sumner-Cowley Electric Cooperative, Inc.; Sunflower Electric Power Corporation; Tri-County Electric Cooperative, Inc.; Twin Valley Electric Cooperative, Inc.; Victory Electric Cooperative Association, Inc.; Western Cooperative Electric Association, Inc.; and Wheatland Electric Cooperative, Inc.

3. On April 4, 2013, the Commission Staff requested the Commission to open a general investigation into the Class Cost of Service and Rate Design methods used to establish gas and electric utility rates.¹ On April 10, 2013, the Commission issued an order that opened the general investigation docket pursuant to Staff's Report, and appointed a prehearing officer.²

4. KEC's members will be directly affected by any Commission precedent or policy established in this general investigation docket. KEC's members include both Commission-regulated cooperatives and locally-regulated cooperatives that have elected to be exempt from the jurisdiction, regulation, supervision and control of the Commission, as set forth in K.S.A. 66-104d(b). Those cooperatives that are regulated locally pursuant to the provisions of K.S.A. 66-104d retain an interest in these proceedings, inasmuch as the membership of such cooperative may in the future elect to terminate its exemption as set forth in K.S.A. 66-104d(d), or in the

¹ Report and Recommendation of the Utilities Division, April 4, 2013, page 7 (Staff Report, p. 7).

² Order Opening Docket and Appointing Prehearing Officer, April 10, 2013 (April 10 Order).

event a petition is submitted to the Commission for an investigation of the rates of the cooperative pursuant to the provisions of K.S.A. 66-104d(g). Any Commission precedent or policy established in this docket would affect such cooperative, and the outcome of the investigation could impact the KEC membership.

5. KEC has direct and unique interests which may be substantially affected by this proceeding which are not adequately represented by existing parties. The interests of justice and the orderly and prompt conduct of the proceeding will not be impaired by allowing KEC to intervene, nor will participation by the electric cooperatives hinder or delay this proceeding. KEC respectfully requests it be allowed to intervene and participate fully as a party in this proceeding.

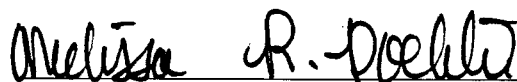
6. All documents, communications and correspondence relating to this docket, including service of all notices and orders of the Commission, are requested to be sent to the undersigned counsel and the following named individuals:

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WHEREFORE, KEC respectfully requests the Commission issue an Order permitting KEC to intervene and fully participate in this proceeding, and for all other relief which the Commission deems just and proper.

Respectfully submitted,



Melissa R. Doeblin

Kansas Supreme Court No. 22070

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VERIFICATION

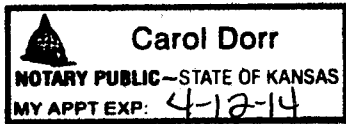
STATE OF KANSAS)
)
COUNTY OF SHAWNEE) ss:

I, Melissa R. Doeblin, of lawful age, being first duly sworn upon her oath states:

That she is an attorney for Kansas Electric Cooperatives, Inc., that she has read the above and foregoing Petition to Intervene of Kansas Electric Cooperatives, Inc., knows the contents thereof, and states that the matters contained therein are true and correct.

Melissa R. Doeblin
Melissa R. Doeblin

SUBSCRIBED AND SWORN to before me on this 6th day of May, 2013.



Carol Dorr
Notary Public

My Commission expires 4-12-14.

CERTIFICATE OF SERVICE

I, Melissa R. Doeblin, hereby certify that a copy of the above and foregoing was served via the United States mail, postage prepaid, or hand delivered, this 6th day of May, 2013, to the following:

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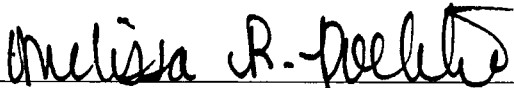
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