2003.06.26 11:26:01 Kansas Corporation Commission

## THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners: Brian J. Moline, Chair

John Wine, Commissioner

Robert E. Krehbiel, Commissioner

Susan Taliffy Docket Room

JUN 2 6 2003

In the matter of the Application of	)
Aquila, Inc. for an Order to Permit the	)Docket No. 03-AQLG-1076-TAR
Company Establish Rates For a Weather	)
Normalization Adjustment.	)

## 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:

- 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.
- 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 June 19, 2003, 2003, Aquila, Inc., d/b/a Aquila Networks KGO ("Aquila") filed an application with the Commission seeking an order to permit Aquila to establish rates for a Weather Normalization Adjustment (WNA).
- 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

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## **VERIFICATION**

STATE OF Kansas Corporation Commission	)
COUNTY OF SHAWNEE	) ss )
David Springe, of lawful age, being first do states: That he is an attorney for The Citizens' Ut the above and foregoing, and the statements therein knowledge, information and belief.	ility Ratepayer Board; that he has read
	d Springe
Subscribed and sworn before me this 26 day	
Notary Publi	
My Appointment Expires: 2/18/2006	
	We mona E. Runnebaum Notary Public - State of Kansas My Appt. Expires February 18, 2006

## **CERTIFICATE OF SERVICE**

	I certify that t	the foregoing wa	s duly ser	ved on the	following	parties by	placing a
true a	nd correct copy	of same in the U	J.S. Mail,	first class	postage pr	e-paid this	2 G
day o	f () une	, 2003.				•	

Otto Newton
Kansas Corporation Commission
1500 S. W. Arrowhead Rd.
Topeka, KS 66604

James G. Flaherty Anderson, Byrd, Richeson, Flaherty & Henrichs P.O. Box 17 Ottawa, KS 66067

David Springe