

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

Before Commissioners: Andrew J. French, Chair
 Dwight D. Keen
 Annie Kuether

In the Matter of the Application of the Victory)
Electric Cooperative Association, Inc. Seeking)
Commission Approval to Update its Local) Docket No. 25-VICE-393-TAR
Access Delivery Service Tariff Pursuant to the)
34.5kV Formula Based Rate Plan Approved in)
Docket No. 21-SEPE-049-TAR)

ORDER MODIFYING PROCEDURAL SCHEDULE

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (“Commission”) for consideration and determination. Having examined its files and records, the Commission finds and concludes:

1. On May 1, 2025, the Victory Electric Cooperative Association, Inc. (“Victory”) filed an application requesting to update its Local Access Delivery Service (“LADS”) tariff in accordance with its 34.5kV Formula-Based Rate (“34.5kV FBR”) initially approved in Docket No. 16-MKEE-023-TAR (“the 16-023 Docket”) and subsequently renewed in Docket No. 21-SEPE-049-TAR (“the 21-049 Docket”).¹ Victory’s Application proposed to increase the LADS demand charge assessed on the wholesale users (“Third Party”) of its 34.5kV system from the current rate of \$3.26 to a rate of \$3.72 per kW.²

2. On July 8, 2025, the Commission issued an Order Setting a Procedural Schedule and issuing a Protective Order and Discovery Order in the above-captioned docket. This order required that by September 25, 2025, the Commission issue an order either approving Victory’s

¹ Application for the Victory Electric Cooperative Association, Inc., Docket No. 25-VICE-393-TAR (May 1, 2025) (“Application”).

² Application at p. 2.

rate adjustments based upon the paper record or notifying the parties an evidentiary hearing will be held.³ If an evidentiary hearing would be held, this order set the one-day evidentiary hearing date to be Wednesday, October 22, 2025.⁴

3. On August 28, 2025, Commission Staff (“Staff”) filed its Report and Recommendation (“R&R”) in the above-captioned docket.⁵ Staff ultimately recommended that the Commission approve Victory’s proposed monthly LAC rate of \$3.72 per kW-month based on Victory’s net revenue requirement of \$4,189,900 as just and reasonable.⁶

4. All parties to this docket have been notified and did not object to the cancellation of the one-day evidentiary hearing date established by the Commission’s July 8, 2025, Order Setting Procedural Schedule.⁷

THEREFORE, THE COMMISSION ORDERS:

A. The one-day evidentiary hearing date set in this docket of Wednesday, October 22, 2025, is hereby dispensed with. No evidentiary hearing will be held.

B. The Commission will issue a final order approving the rate adjustments based upon the paper record by Thursday, September 25, 2025.

C. This Order is procedural and constitutes non-final agency action.⁸

³ Order Setting Procedural Schedule, Protective and Discovery Order, Docket No. 25-VICE-393-TAR, p. 3 (July 8, 2025).

⁴ *Id.*

⁵ Report and Recommendation, Utilities Division, Docket No. 25-VICE-393-TAR (Aug. 28, 2025) (“Staff’s R&R” or “R&R”).

⁶ Staff’s R&R, p. 3.

⁷ Communications between Counsel for Staff and Counsel for intervenors are available upon request.

⁸ K.S.A. 77-607(b)(2).

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 09/16/2025



Celeste Chaney-Tucker
Executive Director

MKH

CERTIFICATE OF SERVICE

25-VICE-393-TAR

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 09/16/2025.

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/S/ KCC Docket Room

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