

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

In the Matter of the Application of Midwest)
Power Company for a Certificate of Public) Docket No. 19-MPCE-064-COC
Convenience and Necessity to Transact the)
Business of a Public Utility in the State of Kansas.)

PETITION TO INTERVENE OF
WESTAR ENERGY, INC. AND KANSAS GAS AND ELECTRIC COMPANY

COMES NOW Westar Energy, Inc. and Kansas Gas and Electric Company (collectively “Westar”) and move the State Corporation Commission of the State of Kansas (“Commission”) for an order permitting them to intervene in the above-captioned matter pursuant to K.S.A. 77-521 and K.A.R. 82-1-225. In support of its petition, Westar states as follows:

1. On August 10, 2018, Midwest Power Company (“MWP”) filed an application pursuant to K.S.A. 66-131 requesting the Commission grant it a certificate of convenience and necessity to operate as a public utility in Kansas related to MWP’s 8% ownership in the Jeffrey Energy Center (“JEC”).

2. Westar is a corporation duly incorporated under the laws of the State of Kansas and is engaged, among other things, in the business of an electric public utility, as defined by K.S.A. 66-104, in legally designated areas within the State of Kansas. Westar holds certificates of convenience and authority issued by this Commission authorizing it to engage in such utility business. Westar does business under the name “Westar Energy.”

3. Westar is a vertically integrated electric utility, serving nearly 700,000 retail customers as well as a large number of wholesale customers in the State of Kansas. Westar is a transmission-owning member of the Southwest Power Pool (“SPP”) Regional Transmission Organization (“RTO”). Westar owns and operates generation located in the State of Kansas and

is the operator and 84% owner of the JEC.¹ In addition, Westar leases MWP's 8% ownership interest in the JEC pursuant to a lease agreement dated August 15, 1991 that expires on January 3, 2019.

4. Westar, as co-owner of JEC and as the lessor of MWP's 8% interest in JEC, has a substantial interest in the outcome of this proceeding that cannot be represented by any other entity. MWP's application has been on file with the Commission for only seven days, and no procedural schedule has yet been ordered by the Commission. As such, the interests of justice and the orderly and prompt conduct of these proceedings will not be impaired by allowing Westar's intervention. Westar requests that the Commission grant its petition for intervention and make Westar a party to this docket with the right to participate fully throughout the proceeding.

5. In addition to signatory counsel, communications and correspondence in regard to this application should be addressed to:

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¹ Westar's sister affiliate under Evergy Inc., KCP&L Greater Missouri Operations Company, a Delaware corporation authorized to do business in Missouri, owns the additional 8% of JEC.

WHEREFORE, Westar respectfully requests that the Commission issue an order allowing it to intervene and participate in this docket, and for such further and other relief as may be appropriate.

Respectfully submitted,

/s/Cathryn J. Dinges

Cathryn J. Dinges, (#20848)

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**ATTORNEY FOR WESTAR ENERGY, INC. AND
KANSAS GAS AND ELECTRIC COMPANY**

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been emailed, this 17th day of August, 2018, to all counsel of record.

/s/ Cathryn J. Dinges