

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

In the Matter of the Application of Western Cooperative )  
Electric Association, Inc. Seeking Commission Approval to )  
Update Its Local Access Delivery Service Tariff Pursuant to ) Docket No. 19-WSTE-443-TAR  
the 34.5kV Formula Based Rate Plan Approved in Docket )  
No. 16-MKEE-023-TAR )

**JOINT MOTION FOR DISCOVERY ORDER, PROTECTIVE ORDER, AND  
DISCOVERY REQUEST DEADLINE**

COMES NOW, the Western Cooperative Electric Association, Inc. (“Western”), the Staff of the State Corporation Commission of the State of Kansas (“Staff” and “Commission,” respectively), Kansas Electric Power Cooperative, Inc. (“KEPCo”), the Kansas Power Pool (“KPP”), and the Kansas Municipal Energy Agency (“KMEA”) (collectively referred to as “Joint Movants”) hereby move the Commission to issue a Discovery Order, Protective Order, and establish a discovery request deadline in the above-referenced matter. In support of their motion, Joint Movants state the following:

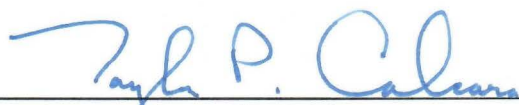
1. On April 26, 2019, Western filed its Application seeking approval to update its local access delivery service tariff pursuant to the 34.5kV formula-based rate plan (“34.5kV FBR”) approved in Docket No. 16-MKEE-023-TAR.
2. On May 2, 2019, KPP filed a Petition to Intervene.
3. On May 14, 2019, KEPCo filed an Entry of Appearance.
4. On May 16, 2019, several parties filed a Joint Motion for Procedural Schedule, and on May 30, 2019, the Commission issued an Order Setting Procedural Schedule and Designating Prehearing Officer.
5. On May, 30, 2019, KMEA filed a Petition to Intervene. KMEA’s Petition to Intervene was approved by the Commission on June 11, 2019.

6. It has come to the attention of the Joint Movants that no Discovery Order and Protective Order has been issued in this docket. Nevertheless, the parties have engaged in the discovery process in this docket without disruption.

7. The Joint Movants recognize the need for a Discovery Order and Protective Order in this docket to cover discovery already completed as well as any additional discovery henceforth, and additionally the need for a discovery request deadline. The Joint Movants have agreed that the deadline for issuing discovery requests in this docket should be July 31, 2019.

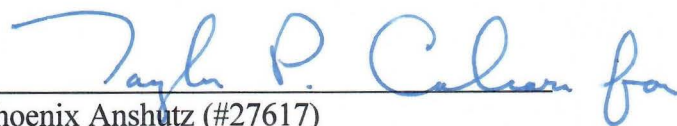
WHEREFORE, Joint Movants respectfully request the Commission issue an order (i) granting a Discovery Order and Protective Order in this Docket, (ii) establishing a deadline for issuing discovery requests in this docket on July 31, 2019, and (iii) for any other relief the Commission deems just and reasonable.

Respectfully submitted,



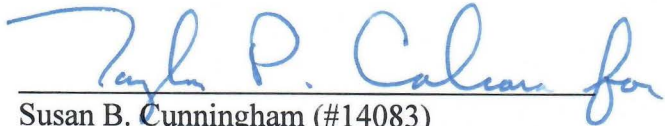
Taylor P. Calcara (#25561)  
Watkins Calcara, Chtd.  
1321 Main Street, Suite 300  
P.O. Drawer 1110  
Great Bend, Kansas 67530  
(620) 792-8231 telephone  
(620) 792-2775 facsimile  
[tcalcara@wcrf.com](mailto:tcalcara@wcrf.com)

**COUNSEL FOR WESTERN COOPERATIVE  
ELECTRIC ASSOCIATION, INC.**



Phoenix Anshutz (#27617)  
Litigation Counsel  
Kansas Corporation Commission  
1500 SW Arrowhead Road  
Topeka, Kansas 66604  
(785) 271 3181  
(785) 271-3361  
[p.anshutz@kcc.ks.gov](mailto:p.anshutz@kcc.ks.gov)

**COUNSEL FOR COMMISSION STAFF**



Susan B. Cunningham (#14083)

Senior Vice President, Regulatory and Government  
Affairs, and General Counsel

Kansas Electric Power Cooperative, Inc.

600 SW Corporate View

Topeka, KS 66615

O: (785) 271-4815

M: (785) 817-1864

[scunningham@kepco.org](mailto:scunningham@kepco.org)

**COUNSEL FOR THE KANSAS ELECTRIC  
POWER COOPERATIVE, INC.**



Amy Fellows Cline (#19995)

Triplett Woolf Garretson, LLC

2959 N. Rock Road, Suite 300

Wichita, KS 67226

Ph: (316) 630-8100

Fax: (316) 630-8101

[amycline@twgfirm.com](mailto:amycline@twgfirm.com)

**COUNSEL FOR THE KANSAS POWER POOL**



Terry M. Jarrett (#27782)

Heather H. Starnes (*Pro Hac Vice*)

Healy Law Offices, LLC

514 East High Street, Suite 22

Jefferson City, MO 65101

12 Perdido Circle

Little Rock, AR 72211

[terry@healylawoffices.com](mailto:terry@healylawoffices.com)

[heather@healylawoffices.cmo](mailto:heather@healylawoffices.cmo)


**COUNSEL FOR THE KANSAS MUNICIPAL  
ENERGY AGENCY**

**VERIFICATION**

STATE OF KANSAS            )  
                                      )  
COUNTY OF BARTON        )        ss:

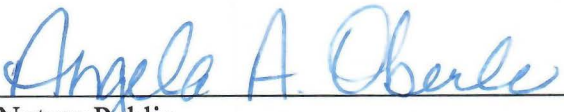
Taylor P. Calcara, of lawful age, being first duly sworn on oath states:

That he is counsel for Western Cooperative Electric Association, Inc.; that he has read the foregoing pleading and knows the contents thereof; and, that the facts therein are true and correct to the best of his knowledge, information and belief.

  
\_\_\_\_\_  
Taylor P. Calcara

SUBSCRIBED AND SWORN to before me this 3<sup>rd</sup> day of July, 2019.



  
\_\_\_\_\_  
Notary Public

My Commission expires: April 10, 2021



## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Joint Motion was forwarded via e-mail to the following parties on this 3 day of July, 2019:

Phoenix Anshutz, Litigation Attorney  
Kansas Corporation Commission  
1500 SW Arrowhead Road  
Topeka, Kansas 66604-4027  
[p.anshutz@kcc.ks.gov](mailto:p.anshutz@kcc.ks.gov)

Michael Duenes, Assistant General Counsel  
Kansas Corporation Commission  
1500 SW Arrowhead Rd.  
Topeka, Kansas 66604-4027  
[m.duenes@kcc.ks.gov](mailto:m.duenes@kcc.ks.gov)

Mark Chesney, CEO & General Manager  
Kansas Power Pool  
100 N. Broadway, Suite L110  
Wichita, KS 67202  
[mchesney@kansaspowerpool.org](mailto:mchesney@kansaspowerpool.org)

James Ging, Director Engineering Services  
Kansas Power Pool  
100 N. Broadway, Suite L110  
Wichita, KS 67202  
[jging@kansaspowerpool.org](mailto:jging@kansaspowerpool.org)

Larry Holloway, Asst Gen Mgr Operations  
Kansas Power Pool  
100 N. Broadway, Suite L110  
Wichita, KS 67202  
[lholloway@kansaspowerpool.org](mailto:lholloway@kansaspowerpool.org)

Amy Fellows Cline, Attorney  
Triplett, Woolf & Garretson, LLC  
2959 N. Rock Road, Suite 300  
Wichita, KS 67226  
[amycline@twgfirm.com](mailto:amycline@twgfirm.com)

Tom Ruth, General Manager  
Western Cooperative Electric Assn., Inc.  
635 S. 13th Street - P.O. Box 278  
Wakeeney, Kansas 67672-0278  
[tomr@westerncoop.com](mailto:tomr@westerncoop.com)

Stacey Malsam  
Western Cooperative Electric Assn., Inc.  
635 S. 13th Street - P.O. Box 278  
Wakeeney, Kansas 67672-0278  
[staceym@westerncoop.com](mailto:staceym@westerncoop.com)

Susan Cunningham  
Senior Vice President, Regulatory and  
Government Affairs, and General Counsel  
Kansas Electric Power Cooperative, Inc.  
600 SW Corporate View  
Topeka, KS 66615  
[scunningham@kepco.org](mailto:scunningham@kepco.org)

Terry M. Jarrett  
Healy Law Offices, LLC  
514 E. High Street, Suite 22  
Jefferson City, MO 65101  
[terry@healylawoffices.com](mailto:terry@healylawoffices.com)

Heather H. Starnes  
Healy Law Offices, LLC  
12 Perdido Circle  
Little Rock, AR 72211  
[heather@healylawoffices.com](mailto:heather@healylawoffices.com)

Mark Doljac, Dir Rates and Regulation  
Kansas Electric Power Co-op, Inc.  
P.O. Box 4877  
Topeka, KS 66604-0877  
[mdoljack@kepco.org](mailto:mdoljack@kepco.org)

Paul Mahlberg, General Manager  
Kansas Municipal Energy Agency  
6300 W. 95<sup>th</sup> Street  
Overland Park, KS 66212-1431  
[mahlberg@kmea.com](mailto:mahlberg@kmea.com)



Taylor P. Calcara  
Counsel for Western Cooperative Electric  
Association, Inc.