

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

Before Commissioners:     Mark Sievers, Chairman  
                              Thomas E. Wright  
                              Shari Feist Albrecht

In the Matter of the Application of Mid-     )  
Kansas Electric Company, LLC for     )  
Approval of a Debt Service Coverage     )  
Formula Based Ratemaking Pilot Plan for     )     Docket No. 13-MKEE-452-MIS  
the Geographic Territory Served by its     )  
Member-Owner Southern Pioneer Electric     )  
Company.     )

**PREHEARING OFFICER ORDER GRANTING INTERVENTION TO  
WESTERN KANSAS INDUSTRIAL ELECTRIC CONSUMERS**

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. The Commission has designated Brian Fedotin, Advisory Counsel, to act as Prehearing Officer in this proceeding. Having reviewed the pleadings and record, the Prehearing Officer makes the following findings:

1. On January 8, 2013, Mid-Kansas Electric Company, LLC (MKEC) filed its Application for approval of a Debt Service Coverage Formula Based Ratemaking Pilot Plan covering the territory served by its member-owner, Southern Pioneer Electric Company.
2. On January 24, 2013, the Western Kansas Industrial Electric Consumers (WKIEC) filed a petition to intervene in this docket. In its petition, WKIEC states it seeks to

represent the interests of large industrial customers, specifically National Helium and Air Products whose rates may be affected by this proceeding.<sup>1</sup>

3. The Commission has broad discretion to grant a petition for intervention if it is in the interests of justice, if the intervention will not impair the orderly and prompt conduct of the proceeding, and if the party has stated facts demonstrating its legal rights, duties, privileges, immunities or other legal interests may be substantially affected by the proceeding.<sup>2</sup> At any time during a proceeding, the Commission may impose limitations on an intervener's participation.<sup>3</sup>

4. The Commission finds and concludes that WKIEC has met the requirements of K.A.R. 82-1-225 and should be granted intervention. WKIEC will be added to the mailing list, service of pleadings, communications, and correspondence should be delivered to counsel of record, as follows:

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COUNSEL FOR WESTERN KANSAS INDUSTRIAL ELECTRIC CONSUMERS

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<sup>1</sup> Petition to Intervene, ¶ 3. In Appendix A attached to its Petition to Intervene, WKIEC identifies its current members and satisfies the requirements of K.A.R. 82-1-204(i)(2).

<sup>2</sup> K.S.A. 77-521 (b); K.A.R. 82-1-225(b).

<sup>3</sup> K.S.A. 77-521 (c).

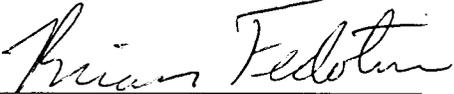
**WHEREFORE, THE PREHEARING OFFICER FINDS AND CONCLUDES AS  
FOLLOWS:**

A. The Western Kansas Industrial Electric Consumers is granted intervention in this proceeding. Counsel of record for the petitioner shall receive service of all pleadings in this matter, as set forth above.

B. Parties have 15 days, plus three days if service of this Order is by mail, from the date of service of this Order to petition the Commission for reconsideration. K.S.A. 66-118b; K.S.A. 2011 Supp. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it may deem necessary.

Dated: 1/25/13

  
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Brian G. Fedotin  
Prehearing Officer

BGF

**CERTIFICATE OF SERVICE**

JAN 25 2013

13-MKEE-452-MIS

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Prehearing Officer Order Granting Intervention to Western Kansas Industrial Electric Consumers was placed in the United States mail, postage prepaid, or hand-delivered this 25th day of January, 2013, to the following:

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ORDER MAILED JAN 25 2013

**CERTIFICATE OF SERVICE**

JAN 25 2013

13-MKEE-452-MIS

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Pamela Griffeth  
Administrative Specialist

ORDER MAILED JAN 25 2013