



NOV 14 2013

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

by
State Corporation Commission
of Kansas

In the Matter of the Application of Wheatland)
Electric Cooperative, Inc. For Approval to) Docket No. 14-WHLW-218-RTS
Make Certain Changes in Its Charges for)
Water Service to Tyson Fresh Meats, Inc.)

In the Matter of the Application of Wheatland)
Electric Cooperative, Inc. for a Regulatory) Docket No. 14-WHLW-217-CON
Order Establishing and Approving Amendment)
No. 1 to Agreement on Facilities Between)
Sunflower Electric Power Corporation and)
Wheatland Electric Cooperative, Inc.)

In the Matter of the Application of Wheatland)
Electric Cooperative, Inc. for a Regulatory) Docket No. 14-WHLW-176-CON
Order Establishing and Approving Amendment)
No. 2 of Joint Agreement for Water Purchase)
Treatment and Distribution Between the City)
of Garden City, Kansas, and Wheatland)
Electric Cooperative.)

In the Matter of the Application of Wheatland)
Electric Cooperative, Inc. for Regulatory Order) Docket No. 14-WHLW-157-CON
Establishing and Approving Amendment No. 1)
to Agreement on Facilities Between Finney)
County Rural Water District No. 1 and)
Wheatland Electric Cooperative, Inc.)

STAFF'S MOTION FOR DOCKET CONSOLIDATION AND SUSPENSION

COMES NOW, the Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively), and hereby moves the Commission to issue an order consolidating four dockets relating to Wheatland Electric Cooperative, Inc. (Wheatland), and suspending the effectiveness of any change in rates pursuant to K.S.A. 66-117. In support of its motion Staff states the following:

1. Wheatland is a water public utility operating in Kansas. Wheatland was granted a Certificate of Convenience in Docket No. 03-WHLW-748-COC.

2. Wheatland currently has four customers under special contract: 1) Finney County Rural Water District No. 1 (Finney RWD#1); 2) the City of Garden City, Kansas (Garden City); 3) Sunflower Electric Power Corporation (Sunflower); and 4) Tyson Fresh Meats, Inc. (Tyson). Wheatland sells water to all four customers, and provides contractual services to Finney RWD#1.

3. Wheatland is seeking Commission approval for updated special contracts between itself and Finney RWD#1, Garden City, and Sunflower. However, Wheatland is seeking to place Tyson on a tariffed rate based upon its cost of service.

4. Wheatland has four separate applications pending with the Commission at this time relating to water service rates. Docket No. 14-WHLW-157-CON contains the application for special contract approval between Wheatland and Finney RWD#1 (filed Oct. 7, 2013). Docket No. 14-WHLW-176-CON contains the application for special contract approval between Wheatland and Garden City (filed Oct. 15, 2013). Docket No. 14-WHLW-217-CON contains the application for special contract approval between Wheatland and Sunflower (filed Nov. 13, 2013). Finally, Docket No. 14-WHLW-218-RTS contains the application to set tariffed rates for Tyson (filed Nov. 13, 2013).

5. For purposes of administrative efficiency, Staff requests that the Commission consolidate all four dockets.

6. Additionally, all four applications involve interrelated issues concerning Wheatland's cost of service. In order for Staff to examine whether the rates in the special contracts are just and reasonable, and whether the proposed tariff rates are appropriate for Tyson,

a full examination of Wheatland's cost of service must be performed. Given that Staff was unable to begin examination until all four applications were filed, Staff requests that the Commission suspend the effectiveness of all four rate requests until July 11, 2014. This will allow Staff adequate time to perform a complete cost of service analysis as well as individual contract review.

7. Wheatland is unopposed to this motion and has agreed to waive the 240 day deadlines for the three special contract filings.

WHEREFORE, Staff respectfully requests that the Commission: 1) consolidate Docket Nos. 14-WHLW-157-CON, 14-WHLW-176-CON, 14-WHLW-217-CON, and 14-WHLW-218-RTS; and 2) issue a suspension order applicable to all four applications, setting an end date of July 11, 2014.

Respectfully Submitted,




Samuel Feather, S. Ct. #25475
Michael Neeley, S. Ct. #25027
Litigation Counsel
Kansas Corporation Commission
1500 S.W. Arrowhead Road
Topeka, Kansas 66604-4027
Phone: 785-271-3240
Fax: 785-271-3167

STATE OF KANSAS)
) ss.
COUNTY OF SHAWNEE)

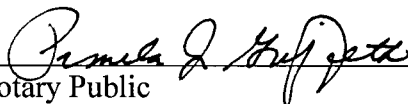
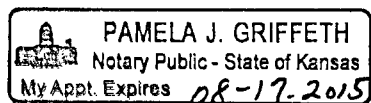
VERIFICATION

Michael Neeley, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas, that he has read and is familiar with the foregoing *Staff's Motion for Docket Consolidation and Suspension*, and that the statements contained therein are true and correct to the best of his knowledge, information and belief.



Michael Neeley # 25027
Kansas Corporation Commission of the
State of Kansas

Subscribed and sworn to before me this 14th day of November, 2013.


Notary Public

My Appointment Expires: August 17, 2015

CERTIFICATE OF SERVICE

14-WHLW-218-RTS

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Staff's Motion for Docket Consolidation and Suspension was placed in the United States mail, postage prepaid, or hand-delivered this 14th day of November, 2013, to the following:

MICHAEL MUIRHEAD, DIRECTOR OF UTILITIES
CITY OF GARDEN CITY
301N 8TH ST
PO BOX 998
GARDEN CITY, KS 67846
Fax: 620-276-1169
mike.muirhead@gardencityks.us

SAMUEL FEATHER, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3167
s.feather@kcc.ks.gov

MICHAEL NEELEY, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3167
m.neeley@kcc.ks.gov

SARAH TOEVS SULLIVAN, ATTORNEY
STINSON MORRISON HECKER LLP
1201 WALNUT ST STE 2900
KANSAS CITY, MO 64106
Fax: 816-474-4208

STUART LOWRY, PRESIDENT AND CEO
SUNFLOWER ELECTRIC POWER CORPORATION
301W. 13TH
PO BOX 1020 (67601-1020)
HAYS, KS 67601
Fax: 785-623-3395
slowry@sunflower.net

WILL HIGGINBOTHOM, CORPORATE COUNSEL
TYSON FRESH MEATS, INC.
2200 Don Tyson Parkway
Springdale, AZ 72762

KEEN K. BRANTLEY, ATTORNEY
WALLACE, BRANTLEY & SHIRLEY
325 MAIN ST
PO BOX 605
SCOTT CITY, KS 67871
Fax: 620-872-2203
kbrantley@wbsnet.org

LYNN FREESE, DIR, MEMBER SERVICES
WHEATLAND ELECTRIC COOPERATIVE, INC.
101 MAIN ST
PO BOX 230
SCOTT CITY, KS 67871
Fax: 620-872-7170
lfreese@weci.net


Pamela Griffeth
Administrative Specialist