

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

4. On September 9, 2019, both Kansas Electric Cooperatives, Inc. (KEC) and Kansas Electric Power Cooperative, Inc. (KEPCo) petitioned for reconsideration of the Order Assessing Costs, claiming the Order Assessing Costs would subject some utilities to double assessments.<sup>4</sup>

5. In its October 2, 2019 response, Commission Staff (Staff) agreed with Petitioners and requested the Commission direct all parties to the Docket to provide an itemized list of “sales to resale” included in their gross intrastate operating revenue. Once received, Staff would update the assessment percentages accordingly.<sup>5</sup>

6. On October 8, 2019, Commission granted the Petitions for Reconsideration and adopted Staff’s proposal directing all parties on the service list to file an itemized list of sales for resale included in their gross intrastate operating revenue, in this Docket by October 18, 2019.<sup>6</sup> Furthermore, the Commission directed Staff to report the updated assessment percentages by October 25, 2019, to allow the Commission to issue an Amended Order Assessing Costs.<sup>7</sup>

7. On October 22, 2019, KEC filed both a Motion for Additional Time to File the itemized list and a Response to Order Directing Submission of Itemized List of Sales for Resale Included in Gross Intrastate Operating Revenues.<sup>8</sup> KEC’s Motion is unopposed.

8. On October 31, 2019, Staff moved for additional time to file updated assessment percentages.<sup>9</sup> Staff explains it did not receive itemized lists from utilities until October 22, 2019, and upon receiving the lists, Staff noticed several discrepancies that required additional follow-up

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<sup>4</sup> Petition for Reconsideration of Order Assessing Costs by Kansas Electric Cooperatives, Inc., Sep. 9, 2019, pp. 4-5; Petition for Reconsideration of Order Assessing Costs [by Kansas Electric Power Cooperative, Inc.], Sep. 9, 2019, p. 5.

<sup>5</sup> *Id.*

<sup>6</sup> Order Granting Petitions for Reconsideration, Oct. 8, 2019, ¶ 13.

<sup>7</sup> *Id.*

<sup>8</sup> See Kansas Electric Cooperatives, Inc. Motion for Additional Time to File Itemized List of Cooperative Sales for Resale (Motion for Additional Time), Oct. 22, 2019; Kansas Electric Cooperatives, Inc. Response to Order Directing Submission of File Itemized List of Cooperative Sales for Resale, Oct. 22, 2019.

<sup>9</sup> Motion for Additional Time to File Updated Assessment Percentages, Oct. 31, 2019, ¶ 8.

with the companies. Therefore, Staff requested an extension until November 8, 2019, to submit updated assessment percentages to the Commission. Staff's motion is unopposed.

9. K.A.R. 82-1-217 allows an extension of time to comply with Commission directives at the Commission's discretion and for good cause.<sup>10</sup> The Commission finds that both KEC and Staff have demonstrated good cause for seeking additional time,<sup>11</sup> and therefore grants both KEC's Motion for Additional Time to File Itemized List of Cooperative Sales for Resale and Staff's Motion for Additional Time to File Updated Assessment Percentages.

**THEREFORE, THE COMMISSION ORDERS:**

A. KEC's Motion for Additional Time to File Itemized List of Cooperative Sales for Resale is granted.

B. Staff's Motion for Additional Time to File Updated Assessment Percentages is granted. Staff's updated assessment percentages to the Commission are due November 8, 2019.

C. The parties have 15 days from the date this Order was served to petition the Commission for reconsideration.<sup>12</sup>


D. The Commission retains jurisdiction over the subject matter and parties to enter further orders as it deems necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Keen, Chair; Albrecht, Commissioner; Duffy, Commissioner.

Dated: 11/14/2019

BGF/zc

  
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Lynn M. Retz  
Executive Director

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<sup>10</sup> See K.A.R. 82-1-217(b).

<sup>11</sup> Motion for Additional Time, ¶ 4.

<sup>12</sup> K.S.A. 66-118b; K.S.A. 77-529(a)(1).

## CERTIFICATE OF SERVICE

20-GIME-068-GIE

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of

11/14/2019  
electronic service on \_\_\_\_\_.

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