

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

STATE CORPORATION COMMISSION

Before Commissioners: Brian J. Moline, Chair  
Robert E. Krehbiel  
Michael C. Moffet

NOV 17 2005

*Susan K. Duffy* Docket Room

In the Matter of the Application of Aquila, )  
Inc., d/b/a Aquila Networks – WPK ) Docket No. 06-MKEE-524-ACQ  
("WPK") and Mid-Kansas Electric )  
Company, LLC ("MKEC"), Joint )  
Applicants, for an Order Approving the )  
Transfer to MKEC of WPK's Certificates of )  
Convenience and Franchises with Respect to )  
All of WPK's Kansas Electric Business, )  
Including its Generation, Transmission and )  
Local Distribution Facilities Located in the )  
State of Kansas, and for Other Related )  
Relief. )

**PETITION TO INTERVENE**

COMES NOW, the Citizens' Utility Ratepayer Board ("CURB") and moves the Corporation Commission of the State of the Kansas ("Commission") for an order permitting it to intervene in the above-captioned proceeding. In support of its petition, CURB states and alleges as follows:

1. CURB is composed of five volunteer consumer advocate members and is statutorily authorized to represent the interests of Kansas residential and small commercial ratepayers in utility proceedings.

2. CURB's Consumer Counsel has been given the discretion to intervene and represent the interests of Kansas residential and small commercial ratepayers in any utility proceeding before the Commission under K.S.A. 66-1223 et seq.

3. On November 16, 2005, Aquila, Inc., d/b/a Aquila Networks – WPK (“WPK”) and Mid-Kansas Electric Company, LLC (“MKEC”), filed a joint application for an order approving the transfer to MKEC of WPK’s certificates of convenience and franchises with respect to all of WPK’s Kansas electric business, including its generation, transmission and local distribution facilities located in the State of Kansas, adoption of current WPK retail rates for five years with the exception that MKEC may seek to recover through rates costs related to changes in the law or occurrence of extraordinary events that are beyond the control of MKEC and costs related to investment in certain transmission facilities, and for other related relief that may be required to fulfill the intent and purpose of the parties to the transaction.

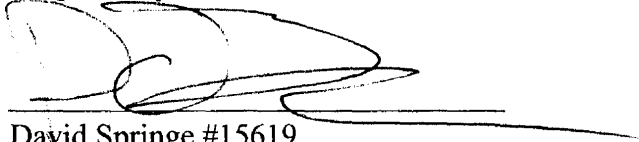
4. CURB is requesting permission to intervene in this docket to represent the interests of the residential and small commercial ratepayers of Kansas. The rates paid and the service received by those customers will or may be affected by any Commission order or activity in this proceeding.

5. The representation of CURB’s interests in this proceeding by existing parties is or may be inadequate.

6. The residential and small commercial ratepayers whose interests CURB represents will or may be bound by any Commission order or activity in this proceeding and will or may be adversely affected thereby.

WHEREFORE, CURB RESPECTFULLY REQUESTS THE Commission grant its Petition for Intervention in this Docket.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David Springe", with a long horizontal flourish extending to the right.

David Springe #15619

Niki Christopher #19311

C. Steven Rarrick #13127

Citizens' Utility Ratepayer Board

1500 SW Arrowhead Road

Topeka, KS 66604

(785) 271-3200

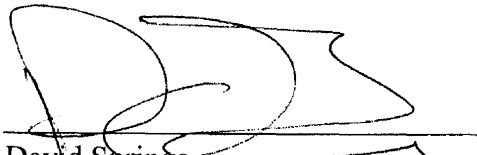
(785) 271-3116 Fax

**VERIFICATION**

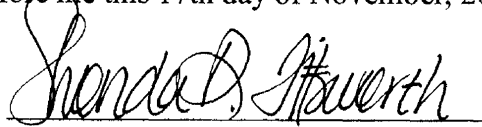
STATE OF KANSAS )  
 ) ss:  
COUNTY OF SHAWNEE )

I, David Springe, of lawful age, being first duly sworn upon his oath states:

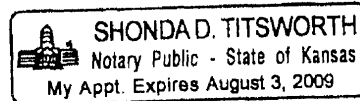
That he is an attorney for the above named petitioner; that he has read the above and foregoing Intervention, and, upon information and belief, states that the matters therein appearing are true and correct.

  
David Springe

SUBSCRIBED AND SWORN to before me this 17th day of November, 2005.

  
Notary of Public

My Commission expires: 8-03-2009



**CERTIFICATE OF SERVICE**

06-MKEE-524-ACQ

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing document was placed in the United States mail, postage prepaid, or hand-delivered this 18th day of November, 2005, to the following:

MAURICE L. ARNALL, MANAGER  
AQUILA, INC.  
D/B/A AQUILA NETWORKS - WPK / AQUILA NETWORKS  
- KGO  
10700 EAST 350 HWY  
PO BOX 11739  
KANSAS CITY, MO 64138  
Fax: 816-737-7505

JON R. EMPSON, SR VP, REGULATORY, LEGISLATIVE  
& GAS SUPPLY  
AQUILA, INC.  
D/B/A AQUILA NETWORKS - WPK / AQUILA NETWORKS  
- KGO  
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\*\*\*\* Hand Deliver \*\*\*\*

ALLAN J. MILLER, CHAIRMAN OF THE BOARD  
MID-KANSAS ELECTRIC COMPANY, LLC  
301 WEST 13TH STREET  
PO BOX 980  
HAYS, KS 67601

TOM HESTERMANN, MANAGER REGULATORY RELATIONS  
SUNFLOWER ELECTRIC COOPERATIVE, INC.  
301 W. 13TH  
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Shonda D. Titsworth