

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Before Commissioners:                    Mark Sievers, Chairman  
    Thomas E. Wright

In the Matter of the Application of Mid-Kansas            )  
Electric Company, LLC for Approval to Make                )  
Certain Changes in Its Charges for Electric                ) Docket No. 12-MKEE-410-RTS  
Services in the Geographic Service Territory                )  
Served by Lane Scott Electric Cooperative, Inc.            )

**ORDER DISMISSING APPLICATION WITHOUT PREJUDICE**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings and conclusions:

1.        On December 5, 2012, Mid-Kansas Electric Company, LLC (Mid-Kansas) filed a Joint Petition for Waiver of Filing Requirements. On December 14, 2012, the Commission issued its Order Granting Waiver of Filing Requirements Under K.A.R. 82-1-231.

2.        K.A.R. 82-1-214 requires that a utility provide the Commission with a letter of intent to file an application no more than 90 days prior to filing its Application.<sup>1</sup> As of July 19, 2012, Mid-Kansas has not filed its Application on behalf of Lane Scott Electric Cooperative, Inc. Mid-Kansas failed to file its Application within 90 days of its letter of intent, pursuant to K.A.R. 82-1-214.

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<sup>1</sup> K.A.R. 82-1-214.

3. The Commission finds that due to Mid-Kansas' failure to timely file its Application, Mid-Kansas' Application must be dismissed without prejudice and this docket closed.

**IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:**

A. The Application of Mid-Kansas Electric Company, LLC for Approval to Make Certain Changes in Its Charges for Electric Services in the Geographic Service Territory Served by Lane Scott Electric Cooperative, Inc. is hereby dismissed without prejudice.


B. The parties have fifteen days, plus three days if service of this Order is by mail, from the date of service of this Order in which to request rehearing on any matter decided herein.<sup>2</sup>

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

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

Sievers, Chairman; Wright, Commissioner

Dated: JUL 26 2012

  
ORDER MAILED JUL 26 2012  
Patrice Petersen-Klein  
Executive Director

HLF

<sup>2</sup> K.S.A. 66-118b, K.S.A. 2010 Supp. 77-529.

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
<p>GLENDА CAFER, ATTORNEY CAFER LAW OFFICE, L.L.C. 3321 SW 6TH STREET TOPEKA, KS 66606</p>		
<p>TERRI PEMBERTON, ATTORNEY CAFER LAW OFFICE, L.L.C. 3321 SW 6TH STREET TOPEKA, KS 66606</p>		
<p>NIKI CHRISTOPHER, ATTORNEY CITIZENS' UTILITY RATEPAYER BO 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***</p>		<p>DAVID SPRINGE, CONSUMER COUNSEL CITIZENS' UTILITY RATEPAYER BOARD 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604</p>
<p>C. STEVEN RARRICK, ATTORNEY CITIZENS' UTILITY RATEPAYER BO. 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***</p>		
<p>DELLA SMITH CITIZENS' UTILITY RATEPAYER BOAR 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***</p>		<p>C. STEVEN RARRICK, ATTORNEY CITIZENS' UTILITY RATEPAYER BOARD 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604</p>
<p>SHONDA SMITH CITIZENS' UTILITY RATEPAYER BOARL 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***</p>		
<p>DAVID SPRINGE, CONSUMER COUNSI CITIZENS' UTILITY RATEPAYER BOAR 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***</p>		
<p>RAY BERGMEIER, LITIGATION COUNS KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 ***Hand Delivered***</p>		<p>NIKI CHRISTOPHER, ATTORNEY CITIZENS' UTILITY RATEPAYER BOARD 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604</p>

The Docket Room hereby certified that on this copy of the attached ORDER to be deposited in the United States mail, postage prepaid, and addressed to the above persons.

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
HOLLY FISHER, ATTORNEY KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 ***Hand Delivered***		
MARK D. CALCARA, ATTORNEY WATKINS CALCARA CHTD. 1321 MAIN STREET SUITE 300 PO DRAWER 1110 GREAT BEND, KS 67530		

ORDER MAILED JUL 26 2012

The Docket Room hereby certified that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.