

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

Before Commissioners: Pat Apple, Chairman
Shari Feist Albrecht
Jay Scott Emler

In the Matter of the Application of Western)
Cooperative Electric Association, Inc. Seeking)
Commission Approval to Update Its Local) Docket No. 17-WSTE-477-TAR
Access Delivery Service Tariff Pursuant to the)
34.5kV Formula Based Rate Plan Approved in)
Docket No. 16-MKEE-023-TAR.)

SUSPENSION ORDER

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

I. Background

1. On April 26, 2017, Western Cooperative Electric Association, Inc. (Western) filed with the Commission an Application requesting approval to update its Local Access Delivery Service (LADS) tariff.¹ The Application was filed pursuant to Western's 34.5kV Formula-Based Rate Plan (34.5kV FBR Plan), approved in Docket No. 16-MKEE-023-TAR.²

II. Suspension Order

2. A full investigation of the Application, which may result in a hearing, is deemed necessary and proper. Absent suspension, the Commission and its Staff are without sufficient time to fully review, consider, and analyze whether approval of the Application will result in just and reasonable rates.

¹ Application for Western Cooperative Electric Association, Inc. (Apr. 26, 2017).

² See *id.* at p. 1.

3. The Commission finds and concludes suspension of the effectiveness of the Application and deferral of its effective date are required to allow sufficient time for a full investigation of this matter. The effectiveness of the Application is hereby suspended for a period of 240 days from the date it was filed, April 26, 2017, until Friday, December 22, 2017, pursuant to K.S.A. 66-117(c).³ A final order may be issued before such date in accordance with the 34.5kV FBR Plan Protocols. This Suspension Order does not alter the previously-approved 34.5kV FBR Plan Protocol deadlines.⁴

THEREFORE, THE COMMISSION ORDERS:

A. Pursuant to K.S.A. 66-117(c), the Application in the above-captioned docket shall be suspended, and the effective date deferred, until December 22, 2017.

B. Parties have 15 days, plus three days if service is by mail, from the date of service of this Order to petition the Commission for reconsideration or request a hearing, as provided in K.S.A. 77-542.

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

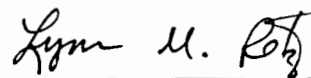
BY THE COMMISSION IT IS SO ORDERED.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Order Mailed Date

MAY 12 2017

Dated: MAY 11 2017



Lynn M. Retz
Secretary to the Commission

RV/cg

³ The Commission recognizes that suspension may not be necessary under K.S.A. 66-117. The FBR itself is the effective "rate," and this docket is an annual update in accordance with the FBR and Protocols approved by the Commission. However, to the extent K.S.A. 66-117 may apply, the Commission is suspending the effectiveness of Western's Application.

⁴ Docket No. 16-MKEE-023-TAR, *Order Granting Petition for Clarification*, Exhibit D, pp. 1-2 (Apr. 26, 2016).

CERTIFICATE OF SERVICE

17-WSTE-477-TAR

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of
first class mail/hand delivered on **MAY 11 2017**.

MARK D. CALCARA, ATTORNEY
WATKINS CALCARA CHTD.
1321 MAIN ST STE 300
PO DRAWER 1110
GREAT BEND, KS 67530
Fax: 620-792-2775
mcalcara@wcrf.com

TAYLOR P. CALCARA, ATTORNEY
WATKINS CALCARA CHTD.
1321 MAIN ST STE 300
PO DRAWER 1110
GREAT BEND, KS 67530
Fax: 620-792-2775
tcalcara@wcrf.com

AMY FELLOWS CLINE, ATTORNEY
TRIPLETT, WOOLF & GARRETSON, LLC
2959 N ROCK RD STE 300
WICHITA, KS 67226
Fax: 316-630-8101
amycline@twgfirm.com

MELLISSA A. HUBBARD, LEGAL ASSISTANT
WATKINS CALCARA CHTD.
1321 MAIN ST STE 300
PO DRAWER 1110
GREAT BEND, KS 67530
Fax: 620-792-2775
mhubbard@wcrf.com

DARRIN LYNCH, MANAGER
WESTERN COOPERATIVE ELECTRIC ASSN., INC.
635 S 13TH ST
PO BOX 278
WAKEENEY, KS 67672-0278
Fax: 785-743-2717
darrinl@westerncoop.com

STACEY MALSAM, MANAGER OF ACCOUNTING &
FINANCE
WESTERN COOPERATIVE ELECTRIC ASSN., INC.
635 S 13TH ST
PO BOX 278
WAKEENEY, KS 67672-0278
Fax: 785-743-2717
staceym@westerncoop.com

TIMOTHY E. MCKEE, ATTORNEY
TRIPLETT, WOOLF & GARRETSON, LLC
2959 N ROCK RD STE 300
WICHITA, KS 67226
Fax: 316-630-8101
temckee@twgfirm.com

ROBERT VINCENT, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3354
r.vincent@kcc.ks.gov

/S/ DeeAnn Shupe
DeeAnn Shupe

Order Mailed Date
MAY 12 2017