

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

In the Matter of the General Investigation to )  
Examine Issues Surrounding Rate Design for ) Docket No. 16-GIME-403-GIE  
Distributed Generation Customers. )

**JOINT MOTION TO MODIFY PROCEDURAL SCHEDULE**

The Staff of the State Corporation Commission of the State of Kansas (“Staff,” and “Commission,” respectively), the Citizens’ Utility Ratepayer Board (CURB), Westar Energy, Inc. and Kansas Gas and Electric Company (collectively, “Westar”), Kansas City Power & Light Company (KCP&L), Sunflower Electric Power Corporation (Sunflower), Mid-Kansas Electric Company, LLC (Mid-Kansas), Southern Pioneer Electric Company (Southern Pioneer), Kansas Electric Cooperatives, Inc. (KEC), Midwest Energy, Inc. (Midwest Energy), Empire District Electric Company (Empire), Brightergy, LLC (Brightergy), and Cromwell Environmental, Inc. (Cromwell), (collectively referred to herein as “Joint Movants”), respectfully move the Commission for an order modifying its Order Setting Procedural Schedule issued on February 16, 2017. In support of its Joint Motion, Joint Movants state as follows:

1. The Commission’s February 16, 2017 Order Setting Procedural Schedule set the following schedule:

<b>DATE</b>	<b>TIME</b>	<b>ACTION</b>
March 17, 2017	5:00 p.m.	Initial Comments by Parties with Supporting Affidavits
March 30, 2017 and April 13, 2017	2:00 p.m.	Roundtable Discussions
May 5, 2017	5:00 p.m.	Reply Comments with Supporting Affidavits
May 26, 2017	5:00 p.m.	Public Comment Period Ends
June 2, 2017	5:00 p.m.	PACP Report of Public Comments
June 5, 2017	10:00 a.m.	Prehearing Conference
June 27-28, 2017	9:00 a.m.	Evidentiary Hearing
July 21, 2017	5:00 p.m.	Initial Briefs
August 25, 2017	5:00 p.m.	Reply Briefs

2. As of the filing of this Joint Motion, Initial Comments with Supporting Affidavits have been filed, and both Roundtable Discussions have been held. As a result of the Roundtable Discussions, the Joint Movants desire to hold a settlement conference to further refine issues in the docket and attempt to reach consensus on issues in the docket. However, Joint Movants' schedules do not permit a settlement conference sufficiently prior to the June 5, 2017 Prehearing Conference.

3. To accommodate a settlement conference, the Joint Movants request the Commission move the date of the Prehearing Conference from June 5, 2017, to June 9, 2017. This modified Prehearing Conference date will permit the Evidentiary Hearing, Initial Briefs, and Reply Briefs to retain their original deadlines pursuant to the Commission's February 16, 2017 Order Setting Procedural Schedule.

4. While the original schedule omitted an order deadline, the Joint Movants note that as this is a procedure following the Kansas Administrative Procedures Act,<sup>1</sup> K.S.A. 77-525(g) requires an order within thirty days of the evidentiary hearing or close of the record. Therefore, Joint Movants add the order deadline as prescribed by the Kansas Administrative Procedures Act to the proposed amended schedule.

5. With the above-described modification of the Prehearing Conference, the resulting schedule requested by the Joint Movants is as follows:

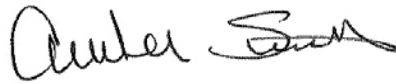
DATE	TIME	ACTION
March 17, 2017	5:00 p.m.	Initial Comments by Parties with Supporting Affidavits
March 30, 2017 & April 13, 2017	2:00 p.m.	Roundtable Discussions
May 5, 2017	5:00 p.m.	Reply Comments with Supporting Affidavits
May 26, 2017	5:00 p.m.	Public Comment Period Ends
June 2, 2017	5:00 p.m.	PACP Report of Public Comments
June 5, 2017	10:00 a.m.	Settlement Conference
June 9, 2017	10:00 a.m.	Prehearing Conference
June 27-28, 2017	9:00 a.m.	Evidentiary Hearing
July 21, 2017	5:00 p.m.	Initial Briefs
August 25, 2017	5:00 p.m.	Reply Briefs
September 26, 2017	5:00 p.m.	Commission Order Due

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<sup>1</sup> See Order Opening General Investigation, ¶B (July 12, 2016).

WHEREFORE, the Joint Movants respectfully request the Commission issue an order modifying the procedural schedule as more fully described above.

Respectfully submitted,



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For Commission Staff

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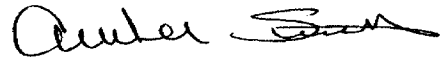
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**VERIFICATION**

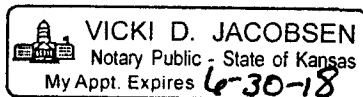
STATE OF KANSAS                     )  
  ) ss.  
COUNTY OF SHAWNEE            )

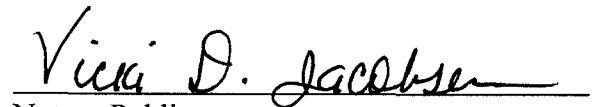
Amber Smith, of lawful age, being duly sworn upon her oath deposes and states that she is Chief Litigation Counsel for the State Corporation Commission of the State of Kansas; that she has read and is familiar with the foregoing *Joint Motion to Modify Procedural Schedule*, and attests that the statements therein are true to the best of her knowledge, information and belief.



Amber Smith, S. Ct. #23911  
Chief Litigation Counsel  
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SUBSCRIBED AND SWORN to before me this 27<sup>th</sup> day of April, 2017.



  
Notary Public

My Appointment Expires: 6-30-18



## **CERTIFICATE OF SERVICE**

16-GIME-403-GIE

I, the undersigned, certify that a true and correct copy of the above and foregoing Joint Motion to Modify Procedural Schedule was served via electronic service this 28th day of April, 2017, to the following:

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