

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

In the Matter of the Application of )  
Kansas City Power & Light Company for )  
Approval of Its Demand-Side Management ) Docket No. 16-KCPE-446-TAR  
Portfolio Pursuant to the Kansas Energy )  
Efficiency Investment Act (“KEEIA”), )  
K.S.A. 66-1283 )

**PETITION OF WESTAR ENERGY, INC. AND KANSAS GAS AND ELECTRIC  
COMPANY TO INTERVENE**

Westar Energy, Inc. and Kansas Gas and Electric Company (Westar) moves that the Commission issue its order allowing Westar to intervene in the above-captioned matter. In support of its Petition, Westar states:

1. Westar is a corporation duly incorporated under the laws of the State of Kansas and is engaged, among other things, in the business of an electric public utility, as defined by K.S.A. 66-104, in legally designated areas within the State of Kansas. Westar holds certificates of convenience and authority issued by this Commission authorizing it to engage in such utility business. Westar does business under the name “Westar Energy.”

2. Westar is a vertically integrated electric utility, serving nearly 700,000 retail customers as well as a large number of wholesale customers in the State of Kansas. Westar is a transmission-owning member of the Southwest Power Pool (SPP) Regional Transmission Organization (RTO) and is an active market participant in the SPP Integrated Market.

3. On April 6, 2016, Kansas City Power & Light Company (KCP&L) filed an application for approval of a demand-side management portfolio of programs pursuant to a recently enacted Kansas statute, K.S.A. 66-1283. KCP&L has proposed revisions to some of its

existing energy efficiency programs and a number of new residential and commercial energy efficiency programs, as well as a new cost recovery mechanism and a throughput disincentive mechanism.

4. KCP&L has proposed to hold weekly technical conferences with Staff and other parties to the docket in order to improve the overall understanding of its filing and assist with the expedited procedural schedule required by statute.

5. KCP&L's Application will be the first instance where the Commission will consider energy efficiency programs and cost recovery under the new Kansas statute (KEEIA) and will consider the effect of KEEIA on its previous orders regarding requirements for energy efficiency programs.

6. K.S.A. 77-521(a)(2)-(3) provides that the Commission shall grant a petition for intervention if it states facts demonstrating that the petitioner's legal rights, duties, privileges, immunities or other legal interests may be substantially affected by the proceeding, and the interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing the intervention.

7. Westar currently has several energy efficiency programs in place and has interest in implementing additional energy efficiency programs in the future. As a result, the Commission's interpretation and application of KEEIA and its findings on how KEEIA interacts with prior Commission orders will have a direct impact on Westar's interests and ability to propose energy efficiency programs to benefit its customers in the future.

8. As the largest utility in Kansas, Westar has unique and substantial interests in this proceeding that cannot be represented by any other entity and respectfully requests this Commission grant its petition to intervene. The interests of justice and the orderly and prompt


conduct of these proceedings will not be impaired by allowing Westar's intervention. As a result, Westar requests that the Commission grant its petition for intervention and make Westar a party to this docket with the right to participate fully throughout the proceeding.

9. Westar believes that it meets the Commission's standard for full intervention in this docket. However, if the Commission determines that Westar should not be granted unlimited intervention in this docket, Westar requests that the Commission allow it a limited intervention. With such a limited intervention, Westar would be able to participate in the weekly technical conferences, review discovery responses, and participate in the evidentiary hearing; however, Westar would not submit written testimony or issue discovery requests.

WHEREFORE, Westar requests that the Commission issue its order granting Westar's petition to intervene in this matter for such other and further relief as may be appropriate.

Respectfully submitted,

WESTAR ENERGY, INC.

  
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VERIFICATION

STATE OF KANSAS )  
 )  
COUNTY OF SHAWNEE )      ss:

Cathryn J. Dinges, being duly sworn upon her oath deposes and says that she is one of the attorneys for Westar Energy, Inc.; that she is familiar with the **Petition of Westar Energy, Inc. to Intervene** and that the statements therein are true and correct to the best of her knowledge and belief.

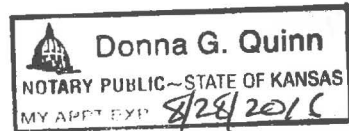
Cathryn Dinges  
Cathryn J. Dinges

SUBSCRIBED AND SWORN to before me this 19<sup>th</sup> day of April, 2016.

Donna G. Quinn  
Notary Public

My Appointment Expires:

8/28/2016



**CERTIFICATE OF SERVICE**

I hereby certify that on this 19<sup>th</sup> day of April, 2016, the foregoing **Petition to Intervene** was electronically served on all parties of record.

  
Cathryn J. Dinges