

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

Before Commissioners: Thomas E. Wright, Chairman
 Michael C. Moffet
 Joseph F. Harkins

In the Matter of Westar Energy, Inc. and)
Kansas Gas and Electric Company (KEG))
d/b/a Westar Energy Seeking Commission) Docket No. 09-WSEE-737-TAR
Approval to Revise its Environmental Cost)
Recovery (ECRR) Tariff.)

SUSPENSION ORDER

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

1. On March 17, 2009, Westar Energy, Inc. and Kansas Gas and Electric Company, d/b/a Westar Energy, filed a request seeking Commission approval of a revision to its Environmental Cost Recovery Rider (ECRR). Supplementing its request, Westar Energy attached its cost support for the pricing on the ECRR tariffs and allocation of overall revenue to various classes, together with one redlined copy, two originals, and seven copies of the revised tariffs for each of the two entities. Westar intends to implement the tariff revisions with cycle 1 billing for the month of June 2009. Westar further indicates that the June cycle 1 meter read date is May 31, 2009.

2. A full review of Westar Energy's request, which may result in a hearing, is deemed necessary and proper. The Commission Staff (Staff) is without sufficient time to fully review, consider and analyze whether Westar Energy's request and the revised ECRR tariffs are just and reasonable.

3. Suspension of the operation of Westar Energy's revised ECRR tariffs is required in order to allow sufficient time for Staff's full review and investigation of this matter, which may result in a hearing.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

(A) Pursuant to K.S.A. 66-117, operation of Westar Energy's request is hereby suspended and the effective date deferred not more than two-hundred-forty (240) days from the date of filing the request, March 17, 2009, until November 12, 2009, subject to further order or orders of the Commission.

(B) A party may file a petition for reconsideration of this Order within fifteen (15) days from the date of service of this Order. If service is by mail, service is complete upon mailing and three (3) days shall be added to the above time frame.

(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 and proper.

BY THE COMMISSION IT IS SO ORDERED.

Wright, Chmn.; Moffet, Comm.; Harkins, Comm.

Dated: APR 08 2009

ORDERED MAILED

APR 08 2009

 EXECUTIVE
DIRECTOR

Susan K. Duffy
Executive Director

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