

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: John Wine, Chair
Cynthia L. Claus, Commissioner
Brian J. Moline, Commissioner

In the Matter of the Application of Midwest Energy, Inc.) DOCKET NO.
Requesting a Utility-Specific Docket and Submittal of a) 03-MDWE-464-ECA
Report on Generation Fuel Purchases in Compliance With)
an Order Dated September 25, 2002 in Docket No.
106,850-U and 75-GIMC-009-GIG In the Matter of a
General Investigation Upon the Commission's Own
Motion to Establish General Policies With Regard to
Purchased Natural Gas, Fuel for Electric Power
Generation, and Purchased Electric Power.

ORDER ASSESSING COSTS

NOW, the above-captioned matter comes for consideration and determination by the State Corporation Commission, and the necessity for an investigation and possible hearing by the Commission, and the matter of assessing the expenses attributable to such investigation to MIDWEST ENERGY, INC..

The Commission, having considered its own files and records, and being fully advised in the premises, finds and concludes that:

1. MIDWEST ENERGY, INC. is a public utility, or has made application for authority to serve as a public utility subject to the jurisdiction of the State Corporation Commission; or is subject to assessment pursuant to K.S.A. 66-1502(b).
2. The Commission should utilize members of its staff, comprised of attorneys, accountants and engineers, and as deemed appropriate by the Commission, employ special assistants and consultants to investigate all matters connected with the above-captioned matter.
3. The findings of said investigation should be presented to the Commission; and if the

expenses attributable to said investigation exceed one hundred dollars (\$100) such expenses will be assessed against MIDWEST ENERGY, INC. pursuant to K.S.A. 66-1502 beginning

DEC 19 2002

_____. By this order MIDWEST ENERGY, INC. is given notice that it has an opportunity to request a hearing in accordance with the provisions of the Kansas administrative procedure act.

IT IS, THEREFORE, BY THE COMMISSION ORDERED:

That the investigation, as outlined by the findings of the Commission as stated herein, shall be conducted for the purpose of preparing investigative reports and other materials relating to the application in the docket; that said investigative reports and other materials shall be presented to the Commission; that MIDWEST ENERGY, INC. is hereby, assessed the expenses attributable to said investigation if such expenses exceed \$100; and that such assessment shall be made in accordance with and subject to the limitations of K.S.A. 66-1502.

A party may file a petition for reconsideration of this order within 15 days of service. If the order is mailed, service is made upon mailing, and three (3) days are added to the above time period.

BY THE COMMISSION IT IS SO ORDERED.

Dated: **DEC 12 2002**

Wine, Chair; Claus, Moline Commissioners

ORDER MAILED

DEC 12 2002

 Executive Director

Executive Director