

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

In the Matter of the Application of The)
Empire District Electric Company for)
Approval of the Commission to Make Certain) Docket No. 19-EPDE-223-RTS
Changes in its Charges for Electric Service.)

KANSAS GAS SERVICE'S RENEWED PETITION TO INTERVENE

Kansas Gas Service, a Division of ONE Gas, Inc. (Kansas Gas Service), hereby petitions the State Corporation Commission of the State of Kansas (Commission) for an Order allowing it to intervene herein pursuant to K.S.A. 77-521 and K.A.R. 82-1-225. In support of its Petition Kansas Gas Service states as follows:

1. Kansas Gas Service is a natural gas public utility operating in the state of Kansas pursuant to certificates of convenience and necessity issued by the Commission. Its principal place of business is: 7421 West 129th Street, Overland Park, Kansas 66213.
2. On December 7, 2018, Empire District Electric Company, (Empire) filed an application for approval to adjust its rates in Kansas. Empire's filing included a request for approval of a residential total electric tariff.
3. On January 19, 2019, KGS filed a Petition to Intervene in this matter. On February 19, 2019, the Commission issued an Order denying Kansas Gas Service's petition on the grounds that "Kansas Gas Service did not articulate what its interests are or why they were not adequately represented by existing parties."¹
4. Kansas Gas Service now files this Petition renewing its request for leave to intervene in the current docket to participate as necessary to protect the Company's interests and to provide the Commission information from the perspective of a natural gas provider. It

¹ See, Order Denying Intervention to Kansas Gas Service, issued in this docket on February 19, 2019.

is Kansas Gas Service's position that all-electric rates, such as those sought in this docket, may have consequences reaching beyond an electric company's customer base. For example, approval of an all-electric rate (as proposed by Empire) may serve to discourage potential natural gas customers from considering natural gas as a heating source or even to sway current natural gas customers away from natural gas as fuel source which would affect the revenues of Kansas Gas Service. These rates lead to higher electric rates for Kansas Gas Service's customers and ultimately may lead to higher natural gas rates if there is a loss of revenue caused by fuel switching. This result would be inappropriate if such rates are not supported by an appropriate class cost of service study.

5. There are no parties entered into this docket which have interests aligned with Kansas Gas Service (or its customer's). Therefore, neither Kansas Gas Service's nor its customers' interests herein are adequately represented by the existing parties.

6. The Commission has historically granted intervention to Kansas Gas Service in similar dockets.² Granting intervention and party status to Kansas Gas Service will not impede the progress of this docket.

7. All communications and correspondence to Kansas Gas Service, including service of all notices and orders of the Commission herein are requested to be sent to the following named individuals:

² See, Order Granting Intervention to Kansas Gas Service, Docket No. 18-KCPE-480-RTS (Issued, July 12, 2018); See also, Order Granting Intervention To Atmos Energy and Kansas Gas Service and Limited Intervention to Brightergy, LLC. (Issued March 3, 2015) and Order Granting Intervention For Danisco USA, Inc. And Kansas Gas Service, Docket No. 10-KCPE-415-RTS (Issued on February 19, 2010).

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WHEREFORE, Kansas Gas Service, a division of ONE Gas, prays the Commission enter an Order permitting its intervention herein and for such other relief as the Commission may deem just and proper.

Respectfully submitted,



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VERIFICATION

STATE OF KANSAS)
)
COUNTY OF JOHNSON)

I, Judy Jenkins Hitchye, of lawful age, being first duly sworn upon oath, states as follows: I am a Managing Attorney for Kansas Gas Service, a Division of ONE Gas, Inc. I have read the above *Renewed Petition to Intervene* and all the statements therein are true to the best of my knowledge, information and belief.



Judy Jenkins Hitchye

Affiant

SUBSCRIBED AND SWORN to before me on 2/28/2019.



Notary public

My Appointment Expires:

06/05/22



CERTIFICATE OF SERVICE

I, Judy Jenkins Hitchye, hereby certify that a copy of the above and foregoing *Renewed Petition to Intervene* was forwarded this 28th day of February 2019, addressed to:

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