

STATE CORPORATION COMMISSION

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

OCT 27 2008

 Docket  
Room

In the Matter of the Applications of Westar        )  
Energy, Inc. and Kansas Gas and Electric        )  
Company for Approval to                                ) Docket No. 08-WSEE-1041-RTS  
Make Certain Changes in their Charges for        )  
Electric Service.                                        )

**JOINT MOTION TO APPROVE STIPULATION AND AGREEMENT**

COME NOW, the Staff of the State Corporation Commission of the State of Kansas (“Staff” and “Commission,” respectively), along with Westar Energy, Inc. and Kansas Gas and Electric Company (referred to as “Westar North” and “Westar South,” respectively and “Westar” collectively), the Citizens’ Utility Ratepayer Board (CURB), Kansas Industrial Consumers Group, Inc., on its own behalf and on behalf of its members (KIC), Unified School District No. 259 (USD 259), Kroger Co., Wal-Mart Stores, Inc., Kaw Valley Electric Cooperative, Doniphan Electric Cooperative, Nemaha-Marshall Electric Cooperative, Kansas Electric Power Cooperative (KEPCo), U.S. Department of Defense and Midwest Energy, Inc. (collectively, “Joint Movants”) and respectfully move the Commission for an Order approving the Stipulation and Agreement (“Stipulation”) filed concurrently with this Motion. The Stipulation is attached as Attachment 1.

1. On July 30, 2008, the Commission issued a procedural order in this docket setting a settlement conference for October 16 and 17, 2008, a prehearing conference on October 24, 2008, and technical hearings commencing on October 29, 2008, continuing as necessary through November 14, 2007.

2. The parties have been working diligently to resolve the issues in this docket and have reached agreement settling most all disputed matters, except the issue involving rate consolidation, and have filed a Stipulation with the Commission for approval. Joint Movants believe the


Stipulation is reasonable and is in the public interest. Joint Movants respectfully request that the Stipulation be approved. To facilitate the Commission's consideration of the terms of the Stipulation, concurrently with the filing of this Motion, Joint Movants are submitting testimony in support of the Stipulation.

WHEREFORE, Joint Movants respectfully request that the Commission approve the Stipulation as proposed by the signatory parties thereto.

Respectfully submitted,

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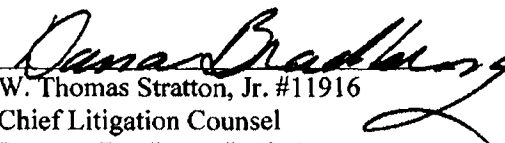
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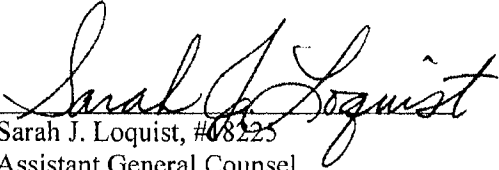
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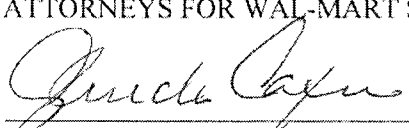
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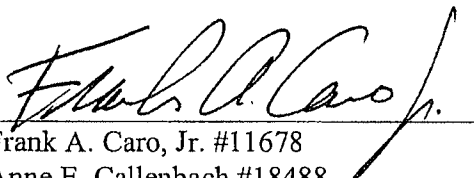
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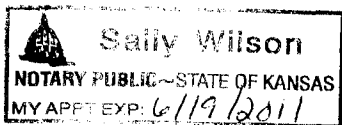
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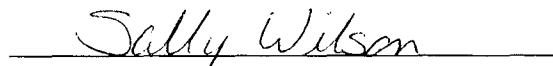
STATE OF KANSAS )  
 ) ss:  
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Martin J. Bregman, being duly sworn upon his oath deposes and says that he is one of the attorneys for Westar Energy, Inc. and Kansas Gas and Electric Company; that he is familiar with the foregoing **Joint Motion to Approve Stipulation and Agreement**; and that the statements therein are true and correct to the best of his knowledge and belief.

  
\_\_\_\_\_  
Martin J. Bregman

SUBSCRIBED AND SWORN to before me this 27<sup>th</sup> day of October, 2008.



  
\_\_\_\_\_  
Notary Public

My Appointment Expires: 6/19/2011

## CERTIFICATE OF SERVICE

I hereby certify that on this 27 day of October, 2008, the original and eight copies of the foregoing **Joint Motion to Approve Stipulation and Agreement** were delivered to:

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