

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

In the Matter of the Application of Kansas )  
Power Pool for a Certificate of Convenience )  
and Authority to transact the business of an )  
electric public utility in the State of Kansas for ) Docket No. 18-KPPE-343-COC  
transmission rights only to cross service )  
territory of Southern Pioneer Electric Company )  
and Ninnescah Rural Electric Company )  
)

**PETITION TO INTERVENE**

NOW Mid-Kansas Electric Company, Inc. ("Mid-Kansas"), and pursuant to K.S.A. 77-521 and K.A.R. 82-1-225 moves the State Corporation Commission of the State of Kansas ("Commission") to issue an Order allowing Mid-Kansas to intervene in this proceeding. In support of its petition, Mid-Kansas states:

1. Mid-Kansas is a Kansas corporation with its principal place of business in Hays, Kansas. Mid-Kansas is a cooperatively-operated generation and transmission company that provides wholesale services to its six members, who serve approximately 200,000 customers located in 33 counties in central and western Kansas. Mid-Kansas' system includes approximately 1,140 miles of transmission line and numerous substations, along with 843 nameplate megawatts of generation that is either owned or acquired through power purchase agreements.

2. Mid-Kansas holds a certificate of convenience and necessity granted by the Commission to transact business in the state of Kansas as an electric generation and transmission utility. On February 9, 2017, the Kansas Power Pool ("KPP") filed its contingent application seeking Commission approval of a Transmission Rights Only ("TRO") certificate for a project contemplated by KPP to be built in the retail service

territory of Southern Pioneer, contingent upon the outcome of Docket No. 17-KPPE-092-COM ("17-092 Docket"). The 17-092 Docket was a Complaint docket filed by Southern Pioneer against KPP, the subject of which was the project described in KPP's application in this docket. Mid-Kansas was a party to the 17-092 Docket.

3. On May 1, 2018, in the 17-092 Docket, the Commission issued an Order Granting Joint Motion to Dismiss Complaint Without Prejudice.

4. On May 8, 2018, KPP filed the Direct Testimony and Exhibits of Larry W. Holloway, Assistant General Manager – Operations, Kansas Power Pool in the instant docket.

5. Pursuant to K.S.A. 77-521(a)(2)-(3), 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.

6. The project proposed in the instant application would connect to the Mid-Kansas-owned bulk electric system, and is within the Mid-Kansas Southwest Power Pool, Inc. ("SPP") transmission zone. Mid-Kansas is responsible for local planning under the SPP Open Access Transmission Tariff ("OATT") within that transmission zone, and completes an annual planning process in advancement of that responsibility. Mid-Kansas has undergone substantial efforts in planning to create transmission solutions that are consistent with the public interest within its zone, including planning for KPP and the City of Kingman.



7. Further, Mid-Kansas members and customers pay for a large percentage of projects in its transmission zone that are rolled up under the SPP OATT. It is not clear from the application whether now or at any time in the future KPP intends to roll up the costs of this proposed project into the SPP OATT if the project is approved. Nevertheless, if the project is rolled up, Mid-Kansas members and customers will pay for a large percentage of the costs of the proposed project.

8. Mid-Kansas, and ultimately its members and customers, will be bound by any Commission order or activity in this proceeding, and Mid-Kansas, and its members and customers may be adversely affected thereby.

9. Therefore, Mid-Kansas' legal rights, duties, privileges, immunities or other legal interests may be substantially affected by this proceeding, and no other party can properly represent them. The interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing the intervention.

10. For the above reasons, Mid-Kansas requests that the Commission grant its request and allow Mid-Kansas to fully participate in this matter.

11. In addition to the undersigned, all communications and correspondence to Mid-Kansas, including service of all notices and orders of the Commission herein are requested to be sent to the following named individuals:

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WHEREFORE, Mid-Kansas requests that the Commission issue an Order granting Mid-Kansas' Petition to Intervene in this matter, and for such other and further relief as may be appropriate.

Respectfully submitted,



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**Attorneys for Mid-Kansas Electric  
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**VERIFICATION**

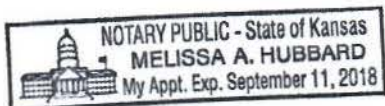
STATE OF KANSAS       )  
                                  ) ss:  
COUNTY OF BARTON    )


Taylor P. Calcara, of lawful age, being first duly sworn on oath, states:

That he is an attorney for Mid-Kansas Electric Company, Inc.; that he has read the above and foregoing Petition to Intervene and knows the contents thereof; and that the statements contained therein are true.

  
Taylor P. Calcara

SUBSCRIBED AND SWORN to before me this 10<sup>th</sup> day of May, 2018.



  
Notary Public

Commission Expires: 9-11-2018



### CERTIFICATE OF SERVICE

I do hereby certify that on the 10<sup>th</sup> day of May, 2018, I electronically filed via the Kansas Corporation Commission's Electronic Filing System a true and correct copy of the above and foregoing Petition to Intervene with a copy emailed to:

  
Taylor P. Calcara

### DOCKET SERVICE LIST as of 5/10/18 (last modified 5/9/18)

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