

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Jay Scott Emler, Chairman
 Shari Feist Albrecht
 Pat Apple

In the Matter of the Joint Application of Great Plains)
Energy Incorporated, Kansas City Power & Light)
Company and Westar Energy, Inc. for approval of the) Docket No. 16-KCPE-593-ACQ
Acquisition of Westar Energy, Inc. by Great Plains)
Energy Incorporated)

APPLICATION FOR INTERVENTION

COMES NOW the Kansas Industrial Consumers Group, Inc. ("KIC") and states as follows to the State Corporation Commission of the state of Kansas ("Commission") or ("KIC"):

1. KIC is a corporation organized and existing under the laws of the state of Kansas. KIC was incorporated in Kansas on April 13, 2005. The Secretary of State of Kansas has assigned to KIC, the business Identity I.D. No. 3771185. KIC is a Kansas Corporation in good standing under the laws of the state of Kansas. Prior to its incorporation, KIC operated as an unincorporated association.
2. KIC is organized and has as its purpose, representation of the interests of commercial, business, industrial, and not-for-profit and educational entities that purchase large volumes of electric energy and natural gas for their operations and activities.
3. KIC has actively participated in numerous dockets at the Kansas Corporation Commission, including the following dockets of Westar Energy, Inc. and Kansas Gas and Electric Company; KCC Docket No. 01-WSRE-436-RTS, KCC Docket No. 01-WSRE-949-GIE,

KCC Docket No. 05-WSEE-981-RTS, KCC Docket No. 08-WSEE-309-PRE, 08-WSEE-1041-RTS, 09-WSEE-641-GIE, KCC Docket No. 09-WSEE-925-RTS, KCC Docket No. 12-WSEE-112-RTS, and KCC Docket No. 15-WSEE-115-RTS.

4. The following companies have been granted intervention by the Commission in the above-entitled docket (the Application for HollyFrontier El Dorado Refining LLC is pending), and will participate hereinafter in the above-entitled docket through KIC¹:

1. Occidental Chemical Corporation;
2. CCPS Transportation, LLC;
3. Spirit AeroSystems, Inc.;
4. The Goodyear Tire & Rubber Company;
5. Coffeyville Resources Refining & Marketing, LLC;
6. Cargill Incorporated; and
7. HollyFrontier El Dorado Refining LLC.

5. The Commission has broad discretion to grant a Petition for Intervention if it is in the interests of justice, if the intervention will not impair the orderly and prompt conduct of the proceedings, and if the party has stated facts demonstrating its legal rights, duties, privileges, immunities or other legal interests may be substantially affected by the proceeding. K.S.A. 77-521(a); K.A.R. 82-1-225; KCC Docket Nos. 08-ANGG-295-CCN, and 08-TKOG-314-COC, Order at ¶ 8. KIC has asserted herein that it represents a unique facet of the electric energy market and, derivatively, a unique segment of consumers for electric energy that are dependent upon electric energy for a significant component of the economy of the state of Kansas,

¹ To the very limited extent that any positions are “company specific,” such positions will be specifically noted for the Commission.

including large volume consumers of electric energy represented by KIC. (KCC Docket Nos. 08-ANGG-295-CCN and 08-TKOG-34-COC, at ¶ 9). KIC is a Kansas Corporation that is active and in good standing in all respects. KCC Docket Nos. 08-ANGG-295-CCN and 08-TKOG-314-COC, at ¶ 11).

6. The representation of KIC and its participating members' interests in this proceeding by existing parties is or may be inadequate.

7. KIC and its participating members will be bound by Commission Orders in this proceeding and will be adversely affected thereby.

8. Granting KIC and its participating members' intervention and full party status in this docket is in the interest of justice and will not impair the orderly and proper conduct of this proceeding.

WHEREFORE, pursuant to any and all applicable provisions of Chapters 66 and 77 of the Kansas Statutes Annotated, and Article 82 of the Kansas Administrative Regulations, the Kansas Industrial Consumers Group, Inc. moves the Commission for an Order granting its Application for Intervention in the above-entitled KCC docket and for full rights of intervention in this proceeding, including but not limited to, the full and complete rights of discovery, to participate in all hearings, including the presentation of evidence, cross-examination, presentation of arguments, and submission of briefs and other pleadings, and all other activities and procedures in this proceeding available to Parties to this Docket.

Respectfully submitted,

/s/ James P. Zakoura

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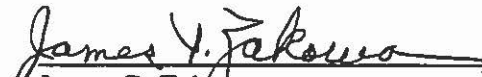
HollyFrontier El Dorado Refining LLC

VERIFICATION

STATE OF KANSAS)
)
COUNTY OF JOHNSON) ss:

James P. Zakoura, of lawful age, being first duly sworn, upon oath states:

That he is the attorney for the Intervenor the Kansas Industrial Consumers Group, that he has read the above and foregoing Petition to Intervene, knows the contents thereof, and knows that all of the statements made therein are true.


James P. Zakoura

SUBSCRIBED AND SWORN to before me this 2nd day of December, 2016.


Notary Public

My Appointment Expires:



CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served by electronic mail (when available) or regular U.S. mail (unless otherwise noted), the 2nd day of December, 2016 to the parties below:

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