

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

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

In the Matter of the Application of Radiant Electric Cooperative)
Inc. for Certificate of Convenience and Authority to Transact the)
Business of an Electric Rural Electric Cooperative in the State of) 15-RDTE-159-COC
Kansas. Northwest 1/4 of the Northeast 1/4 Section 13 T-33s R-)
16-e Montgomery County, KS)

CERTIFICATE

NOW, the above-captioned matter comes on for consideration and determination by the State Corporation Commission of the State of Kansas ("Commission"). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1. On October 2, 2014, Radiant Electric Cooperative Inc. ("Applicant") filed an application seeking a Certificate of Convenience and Authority to provide electric service to a portion of Montgomery County, Kansas as required by K.S.A. 2013 Supp. 66-131. Applicant is an electric public utility as defined by K.S.A. 2013 Supp. 66-104. A public hearing was neither requested or held on this application.

2. Specifically, Applicant requests a Certificate in the territory described as follows:

MONTGOMERY COUNTY

A tract of land described as the Northwest 1/4 of the Northeast 1/4 Section 13, Township 33 South, Range 16 East as shown on the map attached to the application.

3. The territory described in Finding No. 2 above is currently served by Kansas Gas and Electric Company, doing business as Westar Energy. Pursuant to Docket No. 15-KG&E-

134-CCS, Kansas Gas and Electric Company, doing business as Westar Energy requests permission to cease operating as an electric public utility in that territory.

4. Public convenience will be promoted by allowing Applicant to provide electric service in the territory described in Finding No. 2 above. The application, therefore, should be granted and a Certificate issued to Applicant in accordance with the provisions of K.S.A. 2013 Supp. 66-131.

IT IS, THEREFORE, BY THE COMMISSION CONSIDERED AND CERTIFIED:

The application filed herein is granted and Radiant Electric Cooperative Inc. is permitted to transact the business of an electric public utility in the territory described in Finding No. 2 herein.

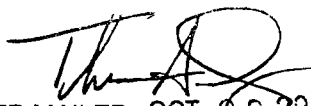
A party may file a petition for reconsideration of this Order within fifteen (15) days from the date of service of this Order. If service is by mail, service is complete upon mailing, and three (3) days shall be added to the above time frame. K.S.A. 66-118b; K.S.A. 2013 Supp. 77-529.

The Commission retains jurisdiction of the subject matter and parties for the purpose of entering such further order or orders as it may deem necessary.

BY THE COMMISSION IT IS SO CERTIFICATED.

Albrecht, Chair; Emler, Com.; Apple, Com.

Dated: OCT 21 2014


ORDER MAILED OCT 22 2014
Thomas A. Day
Acting Executive Director

gdd

**REPORT AND RECOMMENDATION
UTILITIES DIVISION**

TO: Chair Shari Feist Albrecht
Commissioner Jay Scott Emler
Commissioner Pat Apple

FROM: Gary Dawdy, Utility Engineer II
Leo Haynos, Chief Engineer
Jeff McClanahan, Director of Utilities

DATE: October 13, 2014

SUBJECT: 15-RDTE-159-COC
In the Matter of the Application of Radiant Electric Cooperative Inc. for a Certificate of Convenience and Authority to Transact the Business of an Electric Rural Electric Cooperative in the State of Kansas. Northwest 1/4 of the Northeast 1/4 Section 13 T-33s R-16-e Montgomery County, KS

15-KG&E-134-CCS
In the Matter of the Application of Kansas Gas and Electric Company, Doing Business as Westar Energy for Authority to Cease Transacting the Business of an Electric Public Utility Specifically in Portions of Section 13, Township 33 South, Range 16 East, Montgomery County, Kansas.

BACKGROUND:

Kansas Gas and Electric Company, doing business as Westar Energy (KG&E) filed an Application to Cease on September 23, 2014, in Docket No. 15-KG&E-134-CCS. On October 2, 2014, Radiant Electric Cooperative, Inc. (Radiant) filed a Companion Application for Certificate in Docket No. 15-RDTE-159-COC.

ANALYSIS:

Pursuant to K.S.A. 2013 Supp. 66-131, the Commission has jurisdiction to grant a certificate to a public utility seeking to transact business in the State of Kansas. K.S.A. 66-1,170 et seq. the Retail Electric Suppliers Act (RESA) requires each and every retail electric supplier to obtain a certificate from the Commission.

The statutory standard of review in this matter is whether the “public convenience will be promoted by the transaction of said business and permitting said applicants to transact the business of a common carrier or public utility in this state.” K.S.A. 2013 Supp. 66-131. Further, single electric certification shall be the standard in Kansas under K.S.A. 66-1,170 et seq.

KG&E and Radiant are exchanging this small tract of electric territory located in Montgomery County. This territory exchange will provide Radiant certificate authority to serve a new residential customer. Radiant’s existing electric facilities are better positioned to provide electric service to this new customer located in the area being exchanged. Staff believes public convenience will be promoted by the approval of these filings.

The Commission action date is March 22, 2015.

RECOMMENDATION:

Staff is recommending that Radiant’s Application for Certificate in 15-RDTE-159-COC and KG&E’s Cease Operation Application in 15-KG&E-134-CCS both be granted.

OCT 21 2014

KANSAS CORPORATION COMMISSION
THOMAS A. DAY, ACTING EXECUTIVE DIRECTOR

DOCKET NO.: 15-RDTE-159-COC

ORDER DATE:

NAME AND ADDRESS

NO. OF
COPIES

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ORDER MAILED OCT 22 2014

The Docket Room hereby certifies that on _____, a
true and correct copy of the attached was deposited in the United States Mail, postage prepaid,
addressed to the above persons.