



required by the Commission in its Order Approving Merger in Docket No. 18-KCPE-095-MER (“18-095 Docket”) on May 24, 2018 (“Merger Order”). The Filing Parties submitted a one-page outline of a “conceptual agreement” about what they thought should be included in the Capital Plan and IRP and pledged to submit a status update filing within 45 days that “outline[d] the progress being made.”<sup>1</sup> On March 1, 2019, the Filing Parties filed the finalized Capital Plan and IRP reporting format document. Due to an oversight, however, the filing was not served on all parties to the merger docket until March 27, 2019.

4. On June 4, 2019, the Commission issued an order to (1) schedule a work study for the Filing Parties to present the reporting framework to the Commission, and (2) set a comment date for filing post-work study comments.<sup>2</sup> The work study was held on June 18, 2019 and was open to the public. Post-work study comments were filed on July 18, 2019. KEPCo attended the work study as an observer and filed post-work study comments.<sup>3</sup>

5. KEPCo was granted full intervenor status in the 18-095 Docket, from which the instant docket was spawned. Additionally, KEPCo is a co-owner of the Wolf Creek Generating Station with KCP&L and Westar. KEPCo also is a co-owner of Iatan Generating Station Unit 2 with KCP&L. In addition to its co-ownership of generation with KCP&L and Westar, a significant amount of KEPCo’s power supply is dependent upon Westar’s generation fleet through a long-term power supply contract with Westar. Further, KEPCo is dependent upon both KCP&L’s and Westar’s transmission system. As such, any consideration of KCP&L’s and/or

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<sup>1</sup> Joint Filing Regarding Capital Plan and Integrated Resource Plan Reporting Format, at p. 3, Docket No. 19-KCPE-096-CPL (Sept. 4, 2018).

<sup>2</sup> Scheduling Order, at ¶ 7, *In re Capital Plan Compliance Docket for Kansas City Power & Light Co. and Westar Energy, Inc. Pursuant to the Commission’s Order in Docket No. 18-KCPE-095-MER*, Docket No. 19-KCPE-096-CPL (issued June 4, 2019).

<sup>3</sup> Post-Work Study Comments of Kansas Electric Power Cooperative, Inc., *In re Capital Plan Compliance Docket for Kansas City Power & Light Co. and Westar Energy, Inc. Pursuant to the Commission’s Order in Docket No. 18-KCPE-095-MER*, Docket No. 19-KCPE-096-CPL (filed June 18, 2019).

Westar's resources, or any process related to the review thereof, necessarily impacts KEPCo and its Members. Therefore, in order to protect its directly relevant interests, KEPCo filed a Petition to Intervene on June 5, 2019.<sup>4</sup>

6. On June 25, 2019, the Commission issued its Order addressing KEPCo's Petition to Intervene. The Commission did not grant KEPCo's intervention but, instead, treated KEPCo's petition as a request to file post-work study comments, amended its Scheduling Order to allow KEPCo to file comments in response to the work study, and added KEPCo designees to the mailing list.<sup>5</sup> KEPCo did, in fact, file Post-Work Study Comments on July 18, 2019, as permitted by the Commission.

7. In response to KEPCo's July 18, 2019 Post-Work Study Comments, the Filing Parties filed their Joint Supplement and Clarification to Compliance Filing ("Joint Supplement and Clarification") on September 9, 2019. In its Joint Supplement and Clarification, Evergy agreed to host an informational meeting within 30 days of its IRP filing as a means of providing opportunity for stakeholder participation. Evergy indicated it will provide notice of such meeting only to "any parties who have been granted intervention in the IRP compliance docket."<sup>6</sup> Hence, KEPCo renews its petition for intervention in this docket and requests that the Commission grant KEPCo party status in this case so that KEPCo is able to receive Evergy's notice of its first and subsequent informational meetings.

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<sup>4</sup> Petition of Kansas Electric Power Cooperative, Inc. to Intervene, *In re Capital Plan Compliance Docket for Kansas City Power & Light Co. and Westar Energy, Inc. Pursuant to the Commission's Order in Docket No. 18-KCPE-095-MER*, Docket No. 19-KCPE-096-CPL (filed June 5, 2019).

<sup>5</sup> See Order Allowing Kansas Electric Cooperative, Inc. To Submit Post-Work Study Comments, at ¶ 8, *In re Capital Plan Compliance Docket for Kansas City Power & Light Co. and Westar Energy, Inc. Pursuant to the Commission's Order in Docket No. 18-KCPE-095-MER*, Docket No. 19-KCPE-096-CPL (issued June 25, 2019).

<sup>6</sup> Joint Supplement and Clarification, at ¶ 11.

8. KEPCo requests that service of all pleadings, testimony, briefs, orders, correspondence, and other communication relating to this docket should be sent to the following named individuals:

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9. KEPCo will or may be bound by any Commission order or activity in this proceeding and may be adversely affected thereby.

10. Further, KEPCo's interest herein may not be adequately represented by any other party.

11. Thus, KEPCo submits its Second Petition to Intervene and requests that its petition be granted without limitation.

*[The remainder of this page is intentionally left blank.]*

WHEREFORE, for the above and foregoing reasons, KEPCo respectfully requests that the Commission grant its Second Petition to Intervene and for such other relief as the Commission deems just and proper.

Respectfully submitted,

*/s/ Susan B. Cunningham*

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**VERIFICATION**  
**(K.S.A. 53-601)**

STATE OF KANSAS            )  
  ) ss.  
COUNTY OF SHAWNEE    )

I, Susan B. Cunningham, verify under penalty of perjury that I have caused the foregoing Second Petition of Kansas Electric Power Cooperative, Inc. to Intervene to be prepared on behalf of Kansas Electric Power Cooperative, Inc.; that I have read and reviewed the Petition; and that the contents thereof are true and correct to the best of my information, knowledge, and belief.

*/s/ Susan B. Cunningham*

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Susan B. Cunningham

Executed on this 19th day of September, 2019.

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing Second Petition of Kansas Electric Power Cooperative, Inc. to Intervene was electronically served on this 19<sup>th</sup> day of September, 2019, to the following named persons appearing on the Commission's service list as last modified on September 10, 2019, with corrections.

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*/s/ Susan B. Cunningham*

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