

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

Before Commissioners:                    Mark Sievers, Chairman  
                                                  Ward Loyd  
                                                  Thomas E. Wright

In the Matter of a General Investigation of            )  
Energy-Efficiency Policies for Utility                )        Docket No. 12-GIMX-337-GIV  
Sponsored Energy-Efficiency Programs.             )

**PREHEARING OFFICER ORDER GRANTING INTERVENTION TO  
THE CITIZENS' UTILITY RATEPAYER BOARD**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. On November 9, 2011, the Commission designated Melissa Doeblin, Advisory Counsel, to act as Prehearing Officer in this proceeding. Order Opening Docket, Setting Prehearing Conference and Appointing Prehearing Officer, November 9, 2011, paragraph 5 (November 9, 2011 Order, ¶ 5). Having reviewed the files and records, and being duly advised in the premises, the Prehearing Officer makes the following findings:

1. On November 9, 2011, the Commission opened this general investigation docket to investigate the need for clarification to the Commission's previous orders in Docket Nos. 08-GIMX-441-GIV (441 Docket) and 08-GIMX-442-GIV (442 Docket). Parties to both dockets were sent notice of this general investigation. Those parties wishing to intervene in the present docket are required to file a petition to intervene on or before November 29, 2011. November 9, 2011 Order, ¶ 6.

2. The Citizens' Utility Ratepayer Board (CURB), a party to the 441 and 442 Dockets, requested permission to intervene in this docket to represent the interests of the residential and small commercial ratepayers of Kansas. CURB further stated the rates paid and

the service received by those customers will or may be affected by any Commission order or activity in this proceeding. Petition to Intervene, November 14, 2011, paragraph 4.

3. 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 proceeding, 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(b); K.A.R. 82-1-225(b). At any time during a proceeding, the Commission may impose limitations on an intervener's participation. K.S.A. 77-521(c).

4. The Prehearing Officer finds and concludes that CURB has met the requirements of K.A.R. 82-1-225 and should be granted intervention. CURB will be added to the mailing list, service of pleadings, communications, and correspondence should be delivered to counsel of record, as follows:

David Springe #15619  
Niki Christopher #19311  
C. Steven Rarrick #13127  
Citizens' Utility Ratepayer Board  
1500 SW Arrowhead Road  
Topeka, KS 66604  
(785) 271-3200  
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5. In addition to the counsel of record for CURB listed above, the service of electronic notices, pleadings, and correspondence should be delivered to CURB's other designees:

Shonda Smith  
Office Manager  
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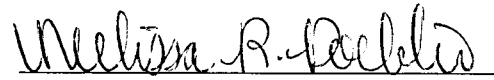
**WHEREFORE, THE PREHEARING OFFICER FINDS AND CONCLUDES AS FOLLOWS:**

A. The Citizens' Utility Ratepayer Board is granted intervention in the above-captioned proceeding. Counsel of record for the petitioner, and its other designees, shall receive service of all pleadings in this matter, as set forth above.

B. Parties have 15 days, plus three days if service of this Order is by mail, from the date of service of this Order in which to petition the Commission for reconsideration. K.S.A. 66-118b; K.S.A. 2010 Supp. 77-529(a)(1).

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

Dated: November 28, 2011

  
Melissa R. Doebelin  
Prehearing Officer

mch/mrd

ORDER MAILED NOV 28 2011

**CERTIFICATE OF SERVICE**

NOV 28 2011

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I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Prehearing Officer Order Granting Intervention to the Citizens' Utility Ratepayer Board was placed in the United States mail, postage prepaid, or hand-delivered this 28th day of November, 2011, to the following:

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*Sheryl L. Sparks*

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Sheryl L. Sparks  
Administrative Specialist

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