

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

Before Commissioners: Dwight D. Keen, Chair
 Shari Feist Albrecht
 Jay Scott Emler

In the Matter of Westar Energy, Inc. and)
Kansas Gas and Electric Company Seeking)
Commission Approval to Implement) Docket No. 19-WSEE-327-TAR
Changes in their Transmission Delivery)
Charges Rate Schedules.)

ORDER GRANTING INTERVENTION TO USD #259
SEDGWICK COUNTY, KANSAS

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings:

1. On February 15, 2019, Westar Energy, Inc. and Kansas Gas and Electric Company (Westar) filed an updated Transmission Delivery Charge (TDC) tariff to be implemented within 30 business days.¹

2. On March 6, 2019, USD #259 Sedgwick County, Kansas (USD 259), which comprises the Wichita Public School system and is the largest public school system and district in the state of Kansas, filed a Petition to Intervene.² USD 259 is a direct retail customer of Westar and has a substantial, direct financial interest in the cost of service, rate design, tariff, and policy issues that may be addressed in this Docket.³

3. The Commission has broad discretion to grant a petition for intervention if it is in the interest of justice, if the intervention will not impair the orderly and prompt conduct of the

¹ Tariff for Westar Energy (Tariff), Feb. 15, 2019, p. 1.

² Petition to Intervene of Unified School District #259, Mar. 6, 2019, ¶ 1.

³ *Id.*, ¶¶ 5-6.

proceedings, and if the party has stated facts demonstrating its legal rights, duties and privileges, immunities, or other legal interests may be substantially affected by the proceeding.⁴ Furthermore, at any time during a proceeding, the Commission may impose limitations on an intervenor's participation.⁵

4. The Commission finds and concludes USD 259 has met the requirements of K.A.R. 82-1-225 and K.S.A. 77-521 and should be granted intervention in this Docket. USD 259 will be added to the mailing list, and electronic service of pleadings, communications, and correspondence should be delivered to counsel of record and its designees as follows:

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THEREFORE, THE COMMISSION ORDERS:

- A. USD 259 is granted intervention.
- B. Any party may file and serve a petition for reconsideration pursuant to requirements and time limits established by K.S.A. 77-529(a)(1).
- C. The Commission retains jurisdiction over the subject matter and the parties to enter further orders as it deems necessary.

⁴ K.S.A. 77-521; K.A.R. 82-1-225.

⁵ K.S.A. 77-521(c).

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Emler, Commissioner

Dated: 03/19/2019

A handwritten signature in cursive script, reading "Lynn M. Retz".

Lynn M. Retz
Secretary to the Commission

BGF/sb

CERTIFICATE OF SERVICE

19-WSEE-327-TAR

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of

electronic service on 03/19/2019.

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CERTIFICATE OF SERVICE

19-WSEE-327-TAR

/S/ DeeAnn Shupe
DeeAnn Shupe
