

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

Before Commissioners: Mark Sievers, Chairman
 Thomas E. Wright
 Shari Feist Albrecht

In the Matter of the Application of Mid-)
Kansas Electric Company, LLC for)
Approval of a Debt Service Coverage)
Formula Based Ratemaking Pilot Plan for) Docket No. 13-MKEE-452-MIS
the Geographic Territory Served by its)
Member-Owner Southern Pioneer Electric)
Company.)

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

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. The Commission has designated Brian Fedotin, Advisory Counsel, to act as Prehearing Officer in this proceeding. Having reviewed the pleadings and record, the Prehearing Officer makes the following findings:

1. On January 8, 2013, Mid-Kansas Electric Company, LLC filed its Application for approval of a Debt Service Coverage Formula Based Ratemaking Pilot Plan covering the territory served by its member-owner, Southern Pioneer Electric Company.

2. On January 10, 2013, the Citizens' Utility Ratepayer Board (CURB) filed a petition to intervene in this docket. In its petition, CURB states the rates paid and the service received by certain residential and small commercial customers may be affected by this proceeding.¹

¹ Petition to Intervene, ¶ 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.² At any time during a proceeding, the Commission may impose limitations on an intervener's participation.³

4. The Commission 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, Kansas 66604
(785) 271-3200
(785) 271-3116 Fax

5. In addition to the counsel of record for CURB listed above, service of electronic notices, pleadings, and correspondence should be delivered to CURB's other designees:

Shonda Smith
Office Manager
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, Kansas 66604
Email: sd.smith@curb.kansas.gov

Della Smith
Administrative Specialist
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, Kansas 66604
Email: d.smith@curb.kansas.gov

² K.S.A. 77-521 (b); K.A.R. 82-1-225(b).

³ K.S.A. 77-521 (c).

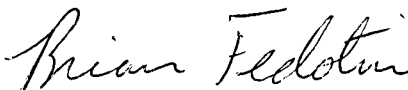
**WHEREFORE, THE PREHEARING OFFICER FINDS AND CONCLUDES AS
FOLLOWS:**

A. The Citizens' Utility Ratepayer Board is granted intervention in this 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 to petition the Commission for reconsideration. K.S.A. 66-118b; K.S.A. 2011 Supp. 77-529(a)(1).

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

Dated: 11/23/13



Brian G. Fedotin
Prehearing Officer

BGF

CERTIFICATE OF SERVICE

JAN 23 2013

13-MKEE-452-MIS

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Prehearing Officer Order Granting Intervention to Citizens' Utility Ratepayer Board was placed in the United States mail, postage prepaid, or hand-delivered this 23rd day of January, 2013, to the following:

GLEND A CAFER, ATTORNEY
CAFER LAW OFFICE, L.L.C.
3321 SW 6TH STREET
TOPEKA, KS 66606
Fax: 785-233-3040
glenda@caferlaw.com

TERRI PEMBERTON, ATTORNEY
CAFER LAW OFFICE, L.L.C.
3321 SW 6TH STREET
TOPEKA, KS 66606
Fax: 785-233-3040
terri@caferlaw.com

NIKI CHRISTOPHER, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604
Fax: 785-271-3116
n.christopher@curb.kansas.gov
Hand Delivered

C. STEVEN RARRICK, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604
Fax: 785-271-3116
s.rarrick@curb.kansas.gov
Hand Delivered

DELLA SMITH
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604
Fax: 785-271-3116
d.smith@curb.kansas.gov
Hand Delivered

SHONDA SMITH
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604
Fax: 785-271-3116
sd.smith@curb.kansas.gov
Hand Delivered

DAVID SPRINGE, CONSUMER COUNSEL
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604
Fax: 785-271-3116
d.springe@curb.kansas.gov
Hand Delivered

RAY BERGMEIER, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027
Fax: 785-271-3167
r.bergmeier@kcc.ks.gov
Hand Delivered

BRIAN G. FEDOTIN, ADVISORY COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027
Fax: 785-271-3314
b.fedotin@kcc.ks.gov
Hand Delivered

JUDY JENKINS, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027
Fax: 785-271-3167
j.jenkins@kcc.ks.gov
Hand Delivered

ORDER MAILED JAN 24 2013

CERTIFICATE OF SERVICE

JAN 23 2013

13-MKEE-452-MIS

DON GULLEY, VP REGULATORY & MARKET AFFAIRS
MID-KANSAS ELECTRIC COMPANY, LLC
301 WEST 13TH STREET
PO BOX 980
HAYS, KS 67601
Fax: 785-623-3395
dgulley@sunflower.net

RANDY MAGNISON, EXEC VP & ASST CEO
SOUTHERN PIONEER ELECTRIC COMPANY
1850 W OKLAHOMA
PO BOX 368
ULYSSES, KS 67880
Fax: 620-356-4306
rmagnison@pioneerelectric.coop

MARK D. CALCARA, ATTORNEY
WATKINS CALCARA CHTD.
1321 MAIN STREET SUITE 300
PO DRAWER 1110
GREAT BEND, KS 67530
Fax: 620-792-2775
mcalcara@wcrf.com



Sheryl L. Sparks
Administrative Specialist

ORDER MAILED JAN 24 2013