## THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:

Jay Scott Emler, Chairman

Shari Feist Albrecht

Pat Apple

In the Matter of Westar Energy, Inc. and	)	
Kansas Gas and Electric Company Seeking	)	Docket No. 17-WSEE-014-TAR
Commission Approval for Tariff Revisions to	)	
the 2016 Energy Efficiency Rider.	)	

## **SUSPENSION ORDER: MARCH 13, 2017**

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

- 1. On July 15, 2016, Westar Energy, Inc. and Kansas Gas and Electric Company (collectively, "Westar") filed a letter with the Commission with attached tariff pages requesting adjustments to its Energy Efficiency Rider (EER) rate for November 2016 through October 2017.
- 2. K.S.A. 66-117(c) states in part: "The commission shall not delay the effective date of the proposed change in rate, joint rate, toll, charge or classification or schedule of charges, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, more than 240 days beyond the date the public utility or common carrier filed its application requesting the proposed change. If the commission does not suspend the proposed schedule within 30 days of the date the same is filed by the public utility or common carrier, such proposed schedule shall be deemed approved by the commission and shall take effect on the proposed effective date."

3. A full investigation of the proposed EER rate, which may result in a hearing, is

deemed necessary and proper. Absent suspension of the EER rate, Commission Staff is without

sufficient time to fully review, consider, and analyze whether the requested EER rate should be

approved.

4. The Commission finds and concludes that suspension of any potential

effectiveness of the rates and/or terms proposed by Westar is required to allow sufficient time for

full investigation of this matter. The effective date of the rates and/or terms proposed shall be

suspended for a period not to exceed 240 days from the date the Application was made, July 15,

2016, until Monday, March 13, 2017. A Commission decision may be issued before such date.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Any decision regarding Westar's EER rate adjustment shall be deferred until

March 13, 2017. The Commission may issue a decision before such date.

B. The parties have fifteen (15) days, plus three (3) days if service of this order is by

mail, from the date this order was served in which to petition the Commission for reconsideration

of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the

purpose of issuing such further order, or orders, as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Emler, Chairman; Albrecht, Commissioner; Apple, Commissioner

Dated: \_\_\_\_ AUG 0 2 2016

Amy L. Green

Secretary to the Commission

**MRN** 

## **CERTIFICATE OF SERVICE**

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I, the undersigned, certify that the true copy of the attached Order h	as been served to the following parties by means of
first class mail/hand delivered onAUG 0 2 2016	
JEFFREY L. MARTIN, VICE PRESIDENT, REGULATORY AFFAIRS KANSAS GAS & ELECTRIC CO. D/B/A WESTAR ENERGY 818 S KANSAS AVE PO BOX 889 TOPEKA, KS 66601-0889 jeff.martin@westarenergy.com	MICHAEL NEELEY, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604-4027 Fax: 785-271-3167 m.neeley@kcc.ks.gov
SCOTT UNEKIS, REGULATORY ECONOMIST WESTAR ENERGY, INC. 818 S KANSAS AVE PO BOX 889 TOPEKA, KS 66601-0889 scott.unekis@westarenergy.com	

/S/ DeeAnn Shupe
DeeAnn Shupe

Order Mailed Data

AUG 03 2016