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STATE CORPORATION COMMISSION

OCT 12 2006

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

 Docket
Room

In the Matter of a General Investigation)
Regarding Energy Efficiency Programs) Docket No. 07-GIMX-247-GIV

PETITION TO INTERVENE

COMES NOW the Sierra Club and moves the Corporation Commission of the State of Kansas ("Commission") for an order permitting it to intervene in the above captioned proceeding in accordance with K.A.R. 82-1 -225 and any and all other applicable statutes, regulations and laws of the State of Kansas. In support hereof, Sierra Club states and alleges that its members may be substantially affected by these proceedings as follows:

1. The Sierra Club is a grass-roots environmental organization with over 750,000 members whose national headquarters is located at 85 Second Street, 2nd Floor, San Francisco, California 94105-3441. The Sierra Club, Kansas Chapter, with over 4,000 members, has offices at 9844 Georgia, Kansas City, Kansas 66109-4326.

2. Energy efficiency is one of the Sierra Club's conservation goals both nationally and in Kansas.

3. The Sierra Club participated in the Stipulated Settlement Agreement of Docket 05-AQLG-367-RTS in which it was agreed amongst the parties that certain matters should be deferred and held in abeyance until general policy determinations on several issues, including energy efficiency, were made at a generic proceeding at a later time. This current proceeding, Docket 07-GIMX-247-GIV, is the aforementioned generic proceeding. Also, in Page 3, lines 4-5, of the Order Initiating Investigation for Docket No. 07-GIMX-247-GIV, it is stated that "[i]f the

Sierra Club intends to participate in this docket, it may join the docket by filing a petition for intervention." The Sierra Club so intends, and is thus filing this petition.

4. No other party is capable of adequately addressing the issues of energy efficiency as it affects the citizens of the State of Kansas who are Sierra Club members. Other parties, while representing interests of citizens, may hold positions adverse to that of the Sierra Club and the citizens of Kansas who are Sierra Club members.

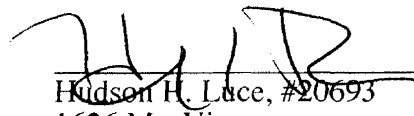
5. Sierra Club is requesting full intervention in this case.

6. Sierra Club's Petition to Intervene will not hamper the orderly and prompt conduct of the proceedings.

7. For the above and foregoing reasons, the Sierra Club, having both a common and unique interest in the representation of its members in the captioned proceedings and in the interest of justice should be permitted to intervene and participate fully before this Commission in this Matter.

WHEREFORE, the Sierra Club respectfully requests that this Petition be granted and an Order issued permitting its full intervention and participation in the captioned matter as set out herein.

Respectfully submitted,

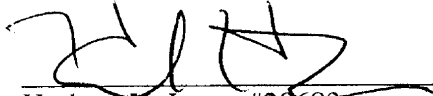

Hudson H. Luce, #20693
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VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SHAWNEE)

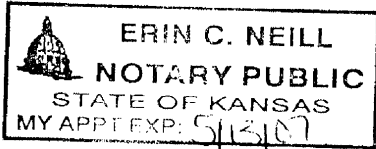
I, Hudson H. Luce, of lawful age, being first duly sworn upon his oath states:

That he is an attorney for the above named petitioner; that he has read the above and foregoing Intervention, and, upon information and belief, states that the matters therein appearing are true and correct.



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SUBSCRIBED AND SWORN to before me this 13th day of October, 2006,



Notary Public

My Commission Expires: 5/13/07

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Petition to Intervene was placed in the United States mail, postage prepaid, or hand-delivered this 12th day of October, 2006, to the following:

1. James G. Flaherty, Attorney
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