

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

In the Matter of the General Investigation to)
Examine the Effect of Kansas Senate Bill No.) Docket No. 16-GIME-258-GIE
91 Regarding Renewable Energy Standards)

MOTION TO FILE PETITION TO INTERVENE OUT OF TIME

COMES NOW Sunflower Electric Power Corporation ("Sunflower") and Mid-Kansas Electric Company, LLC ("Mid-Kansas"), and pursuant to K.A.R. 82-1-217 and K.A.R. 82-1-225 submit their Motion to File Petition to Intervene Out of Time ("Motion").

In support of their Motion, Sunflower and Mid-Kansas state:

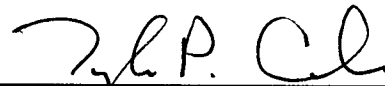
1. On January 5, 2016, the Commission opened the above-captioned docket. Attached to the Commission's January 5, 2016 Order was Commission Staff's ("Staff") November 19, 2015, Report and Recommendation. Staff's Report and Recommendation detailed Staff's concerns regarding Kansas Senate Bill No. 91 ("SB 91"), which was signed into law May 28, 2015, repealing and amending sections of the Renewable Energy Standards Act ("RESA"), which in turn affects the Commission's regulations authorized and required by RESA.

2. Paragraph 6 of the Order states that all parties wishing to participate in the docket as a party must file a petition for intervention no later than January 29, 2016. Upon realization of the passed deadline, Sunflower and Mid-Kansas promptly prepared this Motion and corresponding Petition to Intervene. Sunflower and Mid-Kansas respectfully request the Commission to exercise its discretion as permitted by K.A.R. 82-1-217(b) and K.A.R. 82-1-225(b) and allow Sunflower and Mid-Kansas to file their Petition to Intervene subsequent to January 29, 2016.

3. Any party granted intervention cannot participate in discovery, and its participation is limited to making written comments filed in the docket within 15 days following Staff's Report and Recommendation. Staff's Report and Recommendation is not due until February 15, 2016, and Staff has not filed such Report and Recommendation to date. Therefore, given that no other deadlines associated with the docket have passed, no action by interveners could have been taken prior to the date of this Motion, and no action by interveners can be taken until Staff files its Report and Recommendation, the prompt and orderly conduct of this proceeding will not be impaired by allowing Sunflower and Mid-Kansas to file their Petition to Intervene out of time.

WHEREFORE, based on the above and foregoing, Sunflower and Mid-Kansas respectfully request that the Commission grant its Motion to File Petition to Intervene Out of Time pursuant to K.A.R. 82-1-217 and 82-1-225 and for such other and further relief as may be appropriate.

Respectfully submitted,



Taylor P. Calcara, #25561
Mark D. Calcara, #09957
Watkins Calcara, Chtd.
Suite 300, 1321 Main Street
P.O. Drawer 1110
Great Bend, Kansas 67530
(620) 792-8231 telephone
(620) 792-2775 facsimile

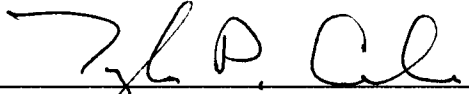
**Attorney for Sunflower Electric
Power Corporation and Mid-Kansas
Electric Company, LLC**

VERIFICATION

STATE OF KANSAS)
COUNTY OF BARTON) ss:

Taylor P. Calcara, of lawful age, being first duly sworn on oath, states:

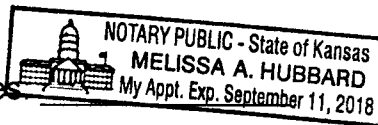
That he is an attorney for Sunflower Electric Power Corporation and Mid-Kansas Electric Company, LLC; that he has read the above and foregoing Motion and knows the contents thereof; and that the statements contained therein are true.




Taylor P. Calcara

SUBSCRIBED AND SWORN to before me this 3rd day of February, 2016.

Commission Expires





Notary Public

CERTIFICATE OF SERVICE

I do hereby certify that on the 3rd day of February, 2016, I electronically filed via the Kansas Corporation Commission's Electronic Filing System a true and correct copy of the above and foregoing Petition to Intervene with a copy e-mailed to:

Reneé K. Braun
Corporate Paralegal, Supervisor

JAMES G. FLAHERTY, ATTORNEY
ANDERSON & BYRD, L.L.P.
216 S HICKORY
PO BOX 17
OTTAWA, KS 66067
jflaherty@andersonbyrd.com

GLENDA CAFER, ATTORNEY
CAFER PEMBERTON LLC
3321 SW 6TH ST
TOPEKA, KS 66606
glenda@caferlaw.com

TERRI PEMBERTON, ATTORNEY
CAFER PEMBERTON LLC
3321 SW 6TH ST
TOPEKA, KS 66606
terri@caferlaw.com

ANGELA CLOVEN
EMPIRE DISTRICT ELECTRIC
COMPANY
PO BOX 127
602 S JOPLIN AVENUE
JOPLIN, MO 64802-0127
acloven@empiredistrict.com

W. SCOTT KEITH, DIRECTOR OF
PLANNING AND REGULATORY
EMPIRE DISTRICT ELECTRIC
COMPANY
602 S JOPLIN AVE (64801)
PO BOX 127
JOPLIN, MO 64802
skeith@empiredistrict.com

BRYAN OWENS, ASSISTANT
DIRECTOR OF PLANNING &
REGULATORY
EMPIRE DISTRICT INDUSTRIES, INC.
602 JOPLIN
PO BOX 127
JOPLIN, MO 64802-0127
bowens@empiredistrict.com

ROBERT J. HACK, LEAD REGULATORY
COUNSEL
KANSAS CITY POWER & LIGHT
COMPANY
ONE KANSAS CITY PL, 1200 MAIN ST
(64105)
PO BOX 418679
KANSAS CITY, MO 64141-9679
ROB.HACK@KCPL.COM

ROGER W. STEINER, CORPORATE
COUNSEL
KANSAS CITY POWER & LIGHT
COMPANY
ONE KANSAS CITY PL, 1200 MAIN ST
(64105)
PO BOX 418679
KANSAS CITY, MO 64141-9679
roger.steiner@kcpl.com

MARY TURNER, DIRECTOR,
REGULATORY AFFAIR
KANSAS CITY POWER & LIGHT
COMPANY
ONE KANSAS CITY PL, 1200 MAIN ST
(64105)
PO BOX 418679
KANSAS CITY, MO 64141-9679
MARY.TURNER@KCPL.COM

LARRY WILKUS, DIRECTOR, RETAIL
RATES
WESTAR ENERGY, INC.
FLOOR #10
818 S KANSAS AVE
TOPEKA, KS 66601-0889
larry.wilkus@westarenergy.com

NICOLE A. WEHRY, SENIOR
PARALEGAL
KANSAS CITY POWER & LIGHT
COMPANY
ONE KANSAS CITY PL, 1200 MAIN ST
(64105)
PO BOX 418679
KANSAS CITY, MO 64141-9679
NICOLE.WEHRY@KCPL.COM

AMBER SMITH, CHIEF LITIGATION
COUNSEL
KANSAS CORPORATION
COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
a.smith@kcc.ks.gov

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

CATHRYN J. DINGES, SENIOR
CORPORATE COUNSEL
WESTAR ENERGY, INC.
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889
cathy.dinges@westarenergy.com