

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

STATE CORPORATION COMMISSION

Before Commissioners: John Wine, Chair
Susan M. Seltsam, Commissioner
Cynthia L. Claus, Commissioner

DEC 16 1998

In the Matter of the Investigation by the)
Commission of the Adequacy of Future)
Kansas Electric Generation Capacity)

Docket No. 99-GIME-321-GIE

 Docket Room

**PETITION FOR LEAVE TO INTERVENE
BY THE CITY OF WICHITA**

COMES NOW, the City of Wichita, Kansas (hereinafter "Wichita"), a municipal corporation, and respectfully petitions this Commission for leave to intervene in the captioned proceeding in accordance with K.A.R. 82-1-225, and in support hereof, states that it may be substantially affected by these proceedings as follows:

1. Wichita is a municipal corporation and a city of the first class, organized and existing pursuant to the Constitution and the laws of the State of Kansas.
2. The City of Wichita is a very large consumer of electric power.
3. The City of Wichita, on its own behalf as a consumer of electric power and on behalf of its citizens, has a vital interest in the captioned investigation of the adequacy of future Kansas electric generation capacity as it may affect electric utilities rates, costs of service, the quality and availability of electric power, the economic health of Wichita, Wichita's franchise agreements and franchise payments of electric providers to the City and its citizens. No other party is capable of adequately representing the interests of the City in the range of issues which may come before this Commission in the captioned docket.

4. For the above-recited reasons, the City has both a common and unique interest in the captioned proceedings and in the interest of justice should be allowed to intervene and participate fully before this Commission.

WHEREFORE, the City of Wichita respectfully requests that it be granted leave to intervene and participate without limitation in the captioned matter.

Respectfully submitted,

By  _____

Timothy E. McKee, #7135
On Behalf of the City of Wichita
Triplett, Woolf & Garretson, LLC
2959 North Rock Road, Suite 300
Wichita, KS 67226
Telephone: (3 16) 630-8 100
Facsimile: (3 16) 630-8 101

and

Gary E. Rebenstorf, #09471
City Attorney
Joe Allen Lang, #09597
First Assistant City Attorney
City Hall – 13th Floor
455 North Main
Wichita, KS 67202
Telephone: (3 16) 268-468 1
Facsimile: (3 16) 268-43 3 5

Attorneys for the City of Wichita