

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

Before Commissioners:                      Shari Feist Albrecht, Chair  
   Jay Scott Emler  
   Dwight D. Keen

In the Matter of the Application of Kansas                      )  
City Power & Light Company to Make                      )                      Docket No. 18-KCPE-480-RTS  
Certain Changes in Its Charges for Electric                      )  
Service.                      )

**ORDER GRANTING INTERVENTION TO WALMART AND  
OVERLAND PARK REGIONAL MEDICAL CENTER**

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having reviewed the pleadings and record, the Commission finds and concludes as follows:

1.        On May 1, 2018, Kansas City Power & Light Company (KCP&L) filed an Application with supporting documents and testimony requesting authorization from the Commission to make certain changes in its charges for electric services in Kansas and for approval of other requests set forth in the Application.<sup>1</sup>

2.        On June 5, 2018, Walmart Stores, Inc. (Walmart) filed a Petition to Intervene. Walmart explained it is a large private user of electricity and a retail electric customer of KCP&L and as such has direct financial interests in cost of service, rate design, and policy determinations to be issued in this docket.<sup>2</sup> Walmart stated it will participate in the docket with other large KCP&L customers as part of the Midwest Energy Consumers' Group (MECG) although no other large KCP&L customers or MECG has filed a petition to intervene to date.<sup>3</sup>

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<sup>1</sup> Application for Kansas City Power & Light Company Rate Case (May 1, 2018).

<sup>2</sup> Petition to Intervene at 1 (June 5, 2018).

<sup>3</sup> *Id.*

3. On June 5, 2018, Midwest Division – OPRMC, LLC d/b/a Overland Park Regional Medical Center (OPRMC) filed a Petition to Intervene. OPRMC stated it is a retail customer of KCP&L and has direct financial interests in cost of service, rate design, and policy determinations to be issued in this docket.<sup>4</sup> OPRMC claimed no other party adequately represents their interests.<sup>5</sup>

4. No party filed a response in opposition to either Walmart or OPRMC's petition for intervention.

5. The Commission has broad discretion to grant a petition for intervention if it is in the interest of justice, if the intervention will not impair the orderly and prompt conduct of the proceedings, and if the party has stated facts demonstrating its legal rights, duties and privileges, immunities or other legal interests may be substantially affected by the proceeding.<sup>6</sup> Furthermore, at any time during a proceeding, the Commission may impose limitations on an intervenor's participation.<sup>7</sup>

6. The Commission finds and concludes that Walmart and OPRMC have met the requirements of K.A.R. 82-1-225 and K.S.A. 77-521 and should be granted intervention in this Docket. Walmart and OPRMC will be added to the mailing list, service of pleadings, communications, and correspondence should be delivered to counsel of record, as follows:

David L. Woodsmall  
Woodsmall Law Office  
308 E. High Street, Suite 204  
Jefferson City, MO 65101  
(573) 636-6006 (TEL)  
[david.woodsmall@woodsmalllaw.com](mailto:david.woodsmall@woodsmalllaw.com)

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<sup>4</sup> Petition to Intervene at 1 (June 5, 2018).

<sup>5</sup> *Id.*

<sup>6</sup> K.S.A. 77-521; K.A.R. 82-1-225.

<sup>7</sup> K.S.A. 77-521(c).

**THEREFORE, THE COMMISSION ORDERS:**

- A. Walmart and Overland Park Regional Medical Center are granted intervention.
- B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).<sup>8</sup>
- C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it deems necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner.

Dated: 06/28/2018



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Lynn M. Retz  
Secretary to the Commission

DLK/sc

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<sup>8</sup> K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

## **CERTIFICATE OF SERVICE**

18-KCPE-480-RTS

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of electronic service on 06/28/2018.

JAMES G. FLAHERTY, ATTORNEY  
ANDERSON & BYRD, L.L.P.  
216 S HICKORY  
PO BOX 17  
OTTAWA, KS 66067  
Fax: 785-242-1279  
jflaherty@andersonbyrd.com

GLEND A CAFER, ATTORNEY  
CAFER PEMBERTON LLC  
3321 SW 6TH ST  
TOPEKA, KS 66606  
Fax: 785-233-3040  
glenda@caferlaw.com

TERRI PEMBERTON, ATTORNEY  
CAFER PEMBERTON LLC  
3321 SW 6TH ST  
TOPEKA, KS 66606  
Fax: 785-233-3040  
terri@caferlaw.com

THOMAS J. CONNORS, ATTORNEY AT LAW  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
tj.connors@curb.kansas.gov

TODD E. LOVE, ATTORNEY  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
t.love@curb.kansas.gov

DAVID W. NICKEL, CONSUMER COUNSEL  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
d.nickel@curb.kansas.gov

SHONDA RABB  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
s.rabb@curb.kansas.gov

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

ROBERT J. HACK, LEAD REGULATORY COUNSEL  
KANSAS CITY POWER & LIGHT COMPANY  
ONE KANSAS CITY PL, 1200 MAIN ST 19TH FLOOR (64105)  
PO BOX 418679  
KANSAS CITY, MO 64141-9679  
Fax: 816-556-2787  
rob.hack@kcpl.com

DARRIN R. IVES, VICE PRESIDENT, REGULATORY  
AFFAIRS  
KANSAS CITY POWER & LIGHT COMPANY  
ONE KANSAS CITY PL, 1200 MAIN ST 19TH FLOOR (64105)  
PO BOX 418679  
KANSAS CITY, MO 64141-9679  
Fax: 816-556-2110  
darrin.ives@kcpl.com

## **CERTIFICATE OF SERVICE**

18-KCPE-480-RTS

RONALD A. KLOTE, DIRECTOR, REGULATORY AFFAIRS  
KANSAS CITY POWER & LIGHT COMPANY  
ONE KANSAS CITY PLACE  
1200 MAIN, 19TH FLOOR  
KANSAS CITY, MO 64105  
Fax: 816-556-2110  
ronald.klote@kcpl.com

TIM RUSH, DIR. REGULATORY AFFAIRS  
KANSAS CITY POWER & LIGHT COMPANY  
ONE KANSAS CITY PL, 1200 MAIN ST 19TH FLOOR (64105  
PO BOX 418679  
KANSAS CITY, MO 64141-9679  
Fax: 816-556-2110  
tim.rush@kcpl.com

ROGER W. STEINER, CORPORATE COUNSEL  
KANSAS CITY POWER & LIGHT COMPANY  
ONE KANSAS CITY PL, 1200 MAIN ST 19TH FLOOR (64105  
PO BOX 418679  
KANSAS CITY, MO 64141-9679  
Fax: 816-556-2787  
roger.steiner@kcpl.com

ANTHONY WESTENKIRCHNER, SENIOR PARALEGAL  
KANSAS CITY POWER & LIGHT COMPANY  
ONE KANSAS CITY PL, 1200 MAIN ST 19TH FLOOR (64105  
PO BOX 418679  
KANSAS CITY, MO 64141-9679  
Fax: 816-556-2787  
anthony.westenkirchner@kcpl.com

DUSTIN KIRK, DEPUTY GENERAL COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3354  
d.kirk@kcc.ks.gov

AMBER SMITH, CHIEF LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3167  
a.smith@kcc.ks.gov

ROBERT VINCENT, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3354  
r.vincent@kcc.ks.gov

/S/ DeeAnn Shupe

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DeeAnn Shupe