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Via Overnight Mail

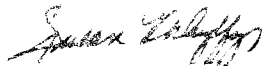
March 3, 2009

CATHRYN J. DINGES, CORPORATE COUNSEL
WESTAR ENERGY, INC.
818 S KANSAS AVENUE
PO BOX 889
TOPEKA, KS 66601-0889

STATE CORPORATION COMMISSION

MAR 04 2009

Re: Docket No. 09-WSEE-641-GIE

 Docket
Room

Dear Ms. Dinges:

Enclosed please find the original executed Non Disclosure Certificates of THE KROGER CO. filed in the above-referenced matter.

Copies have been served on all parties of record.

Very truly yours,


Michael L. Kurtz, Esq.
Kurt J. Boehm, Esq.
BOEHM, KURTZ & LOWRY

MLKkew
Enclosure

Cc: Ms. Susan Duffy, Executive Director
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604-4027

CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served by electronic mail (when available) or regular U.S. mail (unless otherwise noted), this 3rd day of March, 2009 the following:

NIKI CHRISTOPHER, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604

C. STEVEN RARRICK, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604

DAVID SPRINGE, CONSUMER COUNSEL
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604

DANA BRADBURY, LITIGATION
COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027


MATTHEW SPURGIN, LITIGATION
COUNSEL
KANSAS CORPORATION COMMISSION

1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027

MARK A RUELLE, VICE
PRESIDENT/TREASURER
KANSAS GAS & ELECTRIC CO. D/B/A
WESTAR ENERGY
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889

MARTIN J. BREGMAN, EXEC DIR, LAW
WESTAR ENERGY, INC.
818 S KANSAS AVENUE
PO BOX 889
TOPEKA, KS 66601-0889

CATHRYN J. DINGES, CORPORATE
COUNSEL
WESTAR ENERGY, INC.
818 S KANSAS AVENUE
PO BOX 889
TOPEKA, KS 66601-0889



Michael L. Kurtz, Esq.
Kurt J. Boehm, Esq.

DOCKET NO. 09-WSEE-641-GIE

APPENDIX A

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

NONDISCLOSURE CERTIFICATE

I, Kurt J. Boehm, have been presented a copy of the Protective order issued in Docket No. 09-WSEE-641-GIE on the 2nd day of March, 2009.

I have requested review of confidential information produced in Docket No. 09-WSEE-641-GIE on behalf of Kroger Co.

I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

Dated this 2nd day of March, 2009.

Kurt Boehm, Attorney for Kroger Co.
Printed Name and Title

K. Boehm
Signature

Kroger
Party/Employer

36 E. 7th St. Suite 1510, Cincinnati, OH 45202
Address (City, State and Zip)

513-421-2235
Telephone

513-421-2764
Facsimile

DOCKET NO. 09-WSEE-641-GIE

APPENDIX A

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

NONDISCLOSURE CERTIFICATE

I, Justin Farr, have been presented a copy of the Protective order issued in Docket No. 09-WSEE-641-GIE on the 2 day of March, 2009.

I have requested review of confidential information produced in Docket No. 09-WSEE-641-GIE on behalf of The Kroger Co.

I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

Dated this 2 day of March, 2009.

Justin Farr, Consultant
Printed Name and Title

Justin Farr
Signature

The Kroger Co. / Energy Strategies
Party/Employer

215 S. State Suite 200, Salt Lake City, UT 84111
Address (City, State and Zip)

801-355-4365
Telephone

801-521-9142
Facsimile

DOCKET NO. 09-WSEE-641-GIE

APPENDIX A

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

NONDISCLOSURE CERTIFICATE

I, OLIMIA SMITH, have been presented a copy of the Protective order issued in Docket No. 09-WSEE-641-GIE on the 26 day of Feb, 2009.

I have requested review of confidential information produced in Docket No. 09-WSEE-641-GIE on behalf of THE KROGER CO.

I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

Dated this 2nd day of March, 2009.

OLIMIA SMITH, CONSULTANT
Printed Name and Title


Signature

ENERGY STRATEGIES, LLC
Party/Employer

215 SOUTH STATE STREET, SUITE 200, SLU UT 84111
Address (City, State and Zip)

(801) 355-4365
Telephone

(801) 521-9142
Facsimile

DOCKET NO. 09-WSEE-641-GIE

APPENDIX A

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NONDISCLOSURE CERTIFICATE

I, KEVIN C. HIGGINS, have been presented a copy of the Protective order issued in Docket No. 09-WSEE-641-GIE on the 26th day of February, 2009.

I have requested review of confidential information produced in Docket No. 09-WSEE-641-GIE on behalf of THE KROGER CO.

I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

Dated this 2ND day of March, 2009.

KEVIN C. HIGGINS, PRINCIPAL
Printed Name and Title

[Signature]
Signature

ENERGY STRATEGIES for THE KROGER CO.
Party/Employer

215 S. STATE ST., SUITE 200, SALT LAKE CITY, UT 84111
Address (City, State and Zip)

801. 355. 4365
Telephone

801. 521. 9142
Facsimile

DOCKET NO. 09-WSEE-641-GIE

APPENDIX A

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OF THE STATE OF KANSAS

NONDISCLOSURE CERTIFICATE

I, NEAL TOWNSEND, have been presented a copy of the Protective order issued in Docket No. 09-WSEE-641-GIE on the 26TH day of FEB., 2009.

I have requested review of confidential information produced in Docket No. 09-WSEE-641-GIE on behalf of THE KROGER CO.

I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

Dated this 2ND day of MAR., 2009.

NEAL TOWNSEND, SR. CONSULTANT
Printed Name and Title

[Handwritten Signature]
Signature

ENERGY STRATEGIES FOR THE KROGER CO.
Party/Employer

215 S. STATE ST., SUITE 200, SALT LAKE CITY, UT 84111
Address (City, State and Zip)

801-355-4365
Telephone

801-521-9142
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