

**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 Joint Application of)
Sunflower Electric Power Corporation and)
Mid-Kansas Electric Company, Inc. into) Docket No. 19-SEPE-054-MER
Sunflower Electric Power Corporation.)

ORDER ADOPTING PROCEDURAL SCHEDULE

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings:

1. On August 3, 2018, Sunflower Electric Power Corporation (Sunflower) and Mid-Kansas Electric Company, Inc. (MKEC) filed a Joint Application with Sunflower being the surviving entity.¹

2. On October 2, 2018, MKEC, Commission Staff, the City of Garden City, Kansas (Garden City), ITC Great Plains, LLC (ITC), the Kansas Electric Power Cooperative, Inc. (KEPCo), the Kansas Municipal Energy Agency (KMEA), and the Kansas Power Pool, Inc. (KPP), filed a Joint Motion for Procedural Schedule.²

3. The Commission adopts the following procedural schedule:

DATE	TIME	ACTION
August 3, 2018		Application Filed
January 4, 2019	5:00 pm	Staff/Intervenor Direct Testimony Due
January 25, 2019	5:00 pm	Staff/Intervenor Cross-Answering Testimony Due
February 13, 2019	5:00 pm	Joint Applicants' Rebuttal Testimony Due

¹ Joint Application for Approval of Merger, Aug. 3, 2018.

² Joint Motion for Procedural Schedule, Oct. 2, 2018.

DATE	TIME	ACTION
February 19, 2019	TBD	Settlement Conference
February 20, 2019	5:00 pm	Discovery Cut-off
February 22, 2019	5:00 pm	Motion Cut-off
February 25, 2019	5:00 pm	Deadline to Submit Settlement Agreement.
March 1, 2019	5:00 pm	Deadline to File Settlement Support/Opposition Testimony
March 1, 2019	5:00 am	Contested Issues List Due
March 4, 2019	9:00 am	Prehearing Conference, 3 rd Floor Hearing Room, KCC Topeka Office
March 19, 2019 – March 22, 2019	9:00 am – 5:00 pm	Evidentiary Hearing, 1 st Floor Hearing Room, KCC Topeka Office
April 9, 2019	5:00 pm	Joint Applicants' Initial Brief Due
April 22, 2019	5:00 pm	Staff/Intervenor Responsive Brief Due
April 30, 2019	5:00 pm	Joint Applicants' Reply Brief Due
May 30, 2019		Commission Order Due

4. Finding that a prehearing conference is necessary to address any pending matters, to establish procedures to use during the Evidentiary Hearing, and to consider any other prehearing issues that will promote the orderly and prompt conduct of this proceeding,³ the Commission schedules a Prehearing Conference for March 4, 2019, beginning at 9:00 a.m. in the Commission's Third Floor Hearing Room, 1500 S.W. Arrowhead Road, Topeka, Kansas. The Prehearing Officer will preside. Any party who fails to attend or participate in the Prehearing Conference or in any other stage of this proceeding may be held in default under the Kansas Administrative Procedure Act (KAPA).⁴ At the Prehearing Conference, this proceeding without further notice may be converted into a conference hearing or a summary proceeding for disposition of the matter as provided by KAPA.⁵

³ K.S.A. 77-517; K.A.R. 82-1-222.

⁴ K.S.A. 77-516(c)(8); K.S.A. 77-520.

⁵ K.S.A. 77-516(c)(7).

5. An Evidentiary Hearing, with the Commission presiding, will begin on March 19, 2019, at 9:00 a.m., and continue, as needed, through March 22, 2019, in the Commission's First Floor Hearing Room, 1500 S.W. Arrowhead Road, Topeka, Kansas. Any party who fails to attend or participate in the hearing or in any other stage of this proceeding may be held in default under the KAPA.⁶

6. The Commission approves the use of electronic service of all testimony, briefs, and orders, without requiring provision of follow-up hard copies as required by K.A.R. 82-1-216(a)(6). Testimony and briefs must be served electronically by 5:00 p.m., on the date due, without requiring service among the parties of a follow-up hard copy. The Commission directs electronic service of testimony and briefs include service on the Prehearing Officer at b.fedotin@kcc.ks.gov.

7. Robert Vincent, r.vincent@kcc.ks.gov, 1500 S.W. Arrowhead Road, Topeka, Kansas 66604-4027, is the attorney appearing on behalf of the agency in this proceeding.⁷

THEREFORE, THE COMMISSION ORDERS:

- A. The procedural schedule set forth in paragraph 3 is adopted.
- 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).⁸
- C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it deems necessary.

⁶ K.S.A. 77-518(c)(8); K.S.A. 77-520.

⁷ K.S.A. 77-518(c)(2); K.S.A. 77-516(c)(2).

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

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner

Dated: 10/18/2018



Lynn M. Retz
Secretary to the Commission

BGF/sb

CERTIFICATE OF SERVICE

19-SEPE-054-MER

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 10/18/2018.

MICHAEL MUIRHEAD, DIRECTOR OF UTILITIES
CITY OF GARDEN CITY
301 N 8TH ST
GARDEN CITY, KS 67846-5340
Fax: 620-276-1169
mike.muirhead@gardencityks.us

RANDALL D. GRISELL, ATTORNEY
DOERING, GRISELL & CUNNINGHAM P.A.
124 GRANT AVE
GARDEN CITY, KS 67846
Fax: 620-275-5076
randyg@gcnet.com

SARAH STEELE
GILMORE & BELL, P.C.
ONE MAIN PLACE
100 NORTH MAIN, STE. 800
WICHITA, KS 67202
ssteele@gilmorebell.com

JAMES W. BIXBY, ATTORNEY - REGULATORY &
LEGISLATIVE
ITC GREAT PLAINS, LLC
601 THIRTEENTH STREET NW
STE 710S
WASHINGTON, DC 20010
jbixby@itctransco.com

JOHN KRAJEWSKI, PRESIDENT
J K ENERGY CONSULTING LLC
650 J STREET STE 108
LINCOLN, NE 68508
Fax: 402-438-4322
jk@jkenergyconsulting.com

PHOENIX ANSHUTZ, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
p.anshutz@kcc.ks.gov

BRIAN G. FEDOTIN, DEPUTY GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
b.fedotin@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

SUSAN B. CUNNINGHAM, SVP, REGULATORY AND
GOVERNMENT AFFAIRS, GENERAL COUNSEL
KANSAS ELECTRIC POWER CO-OP, INC.
600 SW CORPORATE VIEW (66615)
PO BOX 4877
TOPEKA, KS 66604-0877
Fax: 785-271-4888
scunningham@kepco.org

MARK DOLJAC, DIR RATES AND REGULATION
KANSAS ELECTRIC POWER CO-OP, INC.
600 SW CORPORATE VIEW (66615)
PO BOX 4877
TOPEKA, KS 66604-0877
Fax: 785-271-4888
mdoljac@kepco.org

CERTIFICATE OF SERVICE

19-SEPE-054-MER

PAUL MAHLBERG, GENERAL MANAGER
KANSAS MUNICIPAL ENERGY AGENCY
6300 W 95TH ST
OVERLAND PARK, KS 66212-1431
Fax: 913-677-0804
mahlberg@kmea.com

SAM MILLS, DIRECTOR, MANAGING DIRECTOR,
ELECTRIC OPERATIONS
KANSAS MUNICIPAL ENERGY AGENCY
6300 W 95TH ST
OVERLAND PARK, KS 66212-1431
Fax: 913-677-0804
mills@kmea.com

MARK CHESNEY, CEO & GENERAL MANAGER
KANSAS POWER POOL
100 N BROADWAY STE L110
WICHITA, KS 67202
Fax: 888-431-4943
mchesney@kansaspowerpool.org

JAMES GING, DIRECTOR ENGINEERING SERVICES
KANSAS POWER POOL
100 N BROADWAY STE L110
WICHITA, KS 67202
Fax: 888-431-4943
jging@kansaspowerpool.org

LARRY HOLLOWAY, ASST GEN MGR OPERATIONS
KANSAS POWER POOL
100 N BROADWAY STE L110
WICHITA, KS 67202
Fax: 888-431-4943
lholloway@kansaspowerpool.org

ASHLEY M. BOND, ATTORNEY
KENNETH HOLMBOE
1730 RHODE ISLAND AVENUE NW
SUITE 700
WASHINGTON, DC 20036-3155
Fax: 202-289-8450
amb@duncanallen.com

KENNETH M. HOLMBOE, ATTORNEY AT LAW
KENNETH HOLMBOE
1730 RHODE ISLAND AVENUE NW
SUITE 700
WASHINGTON, DC 20036-3155
Fax: 202-289-8450
kh@duncanallen.com

GREGG D. OTTINGER, ATTORNEY
KENNETH HOLMBOE
1730 RHODE ISLAND AVENUE NW
SUITE 700
WASHINGTON, DC 20036-3155
Fax: 202-289-8450
gdo@duncanallen.com

JOHN MICHAEL ADRAGNA ESQ.
MCCARTER ENGLISH, LLP
1301 K Street, NW
Suite 1000 West
WASHINGTON, DC 20005
Fax: 202-296-0166
jadragna@mccarter.com

KEVIN CONOSCENTI, ATTORNEY
MCCARTER ENGLISH, LLP
1301 K Street, NW
Suite 1000 West
WASHINGTON, DC 20005
Fax: 202-296-0166
kconoscenti@mccarter.com

KIMBERLY BRICKELL FRANK ESQ.
MCCARTER ENGLISH, LLP
1301 K Street, NW
Suite 1000 West
WASHINGTON, DC 20005
Fax: 202-296-0166
kfrank@mccarter.com

ANNE E. CALLENBACH, ATTORNEY
POL SINELLI PC
900 W 48TH PLACE STE 900
KANSAS CITY, MO 64112
Fax: 913-451-6205
acallenbach@polsinelli.com

CERTIFICATE OF SERVICE

19-SEPE-054-MER

FRANK A. CARO, JR., ATTORNEY
POLSINELLI PC
900 W 48TH PLACE STE 900
KANSAS CITY, MO 64112
Fax: 816-753-1536
fcaro@polsinelli.com

RENEE BRAUN, CORPORATE PARALEGAL &
CONTRACTS SUPERVISOR
SUNFLOWER ELECTRIC POWER CORPORATION
301 W. 13TH
PO BOX 1020 (67601-1020)
HAYS, KS 67601
Fax: 785-623-3395
rbraun@sunflower.net

DUSTIN KELLEY, MANAGING COUNSEL
SUNFLOWER ELECTRIC POWER CORPORATION
301 W. 13TH
PO BOX 1020 (67601-1020)
HAYS, KS 67601
Fax: 785-623-3395
dkelley@sunflower.net

AMY FELLOWS CLINE, ATTORNEY
TRIPLETT, WOOLF & GARRETSON, LLC
2959 N ROCK RD STE 300
WICHITA, KS 67226
Fax: 316-630-8101
amycline@twgfirm.com

MARK D. CALCARA, ATTORNEY
WATKINS CALCARA CHTD.
1321 MAIN ST STE 300
PO DRAWER 1110
GREAT BEND, KS 67530
Fax: 620-792-2775
mcalcara@wcrf.com

WILLIAM G. RIGGINS, ATTORNEY
WILLIAM G. RIGGINS
240 EARTHART CIRCLE
LAWRENCE, KS 66049
williamriggins1@gmail.com

JEFF BIEKER, MANAGER TREASURY SERVICES
SUNFLOWER ELECTRIC POWER CORPORATION
301 W. 13TH
PO BOX 1020 (67601-1020)
HAYS, KS 67601
Fax: 785-623-3395
jbieker@sunflower.net

JAMES BRUNGARDT, MANAGER, REGULATORY
RELATIONS
SUNFLOWER ELECTRIC POWER CORPORATION
301 W. 13TH
PO BOX 1020 (67601-1020)
HAYS, KS 67601
Fax: 785-623-3395
jbrungardt@sunflower.net

H. DAVIS ROONEY, VICE PRESIDENT AND CFO
SUNFLOWER ELECTRIC POWER CORPORATION
301 W. 13TH
PO BOX 1020 (67601-1020)
HAYS, KS 67601
Fax: 785-623-3395
hrooney@sunflower.net

TIMOTHY E. MCKEE, ATTORNEY
TRIPLETT, WOOLF & GARRETSON, LLC
2959 N ROCK RD STE 300
WICHITA, KS 67226
Fax: 316-630-8101
temckee@twgfirm.com

TAYLOR P. CALCARA, ATTORNEY
WATKINS CALCARA CHTD.
1321 MAIN ST STE 300
PO DRAWER 1110
GREAT BEND, KS 67530
Fax: 620-792-2775
tcalcara@wcrf.com

CERTIFICATE OF SERVICE

19-SEPE-054-MER

/S/ DeeAnn Shupe

DeeAnn Shupe