

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

JUL 08 2013

In the Matter of a the Complaint Against)
Westar Energy, Inc. by Josephine Wacheke) Docket No. 13-WSEE-780-COM State Corporation Commission
of Kansas

ANSWER OF WESTAR ENERGY, INC.

Westar Energy, Inc. (Westar) submits the following Answer to the Complaint filed by Josephine Wacheke.

1. On or about June 17, 2013, Ms. Wacheke filed her Complaint in this matter. The Complaint was served on Westar on June 27, 2013.

2. Ms. Wacheke contends that Westar is not billing her based on actual usage but either based on the usage of the previous tenants of her apartment or on estimated usage. Westar denies that it is billing Ms. Wacheke improperly and affirmatively states that all of Ms. Wacheke's bills have been issued based on her actual usage.

3. Ms. Wacheke began taking service at the address at issue on March 11, 2013. Her bills have been issued based on actual usage as recorded by the meter since that time. Confidential Exhibit A, attached, lists Ms. Wacheke's usage history and bill history since March 11, 2013.

4. Ms. Wacheke's meter was field tested on June 3, 2013, with Ms. Wacheke's husband present. It tested 99.38% at full load and 99.68% at light load.

5. Section 9.02 of the General Terms and Conditions of Westar's Tariff provides that "[t]he registration of Company's meters will be accepted and received at all times and placed as prima facie evidence of the amount of energy used by customer."

6. Section 9.05(B) of the General Terms and Conditions of Westar's Tariff provides that Westar is only required to issue a refund or additional bill to a customer if the meter, when tested, has an average error of more than two percent fast or two percent slow.

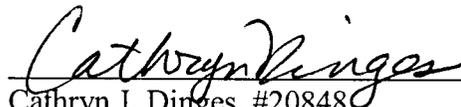
7. Westar has complied with the requirements of its Tariff by billing Ms. Wacheke using the data from her meter. Westar has also confirmed that the meter is accurate, in compliance with the Tariff.

8. Ms. Wacheke has not established that Westar's conduct was in any way inconsistent with its Tariff or otherwise unlawful or improper.

WHEREFORE, having fully answered, Westar Energy respectfully requests that the Commission deny the Complaint and for such other and further relief as may be appropriate.

Respectfully submitted,

WESTAR ENERGY, INC.



Cathryn J. Dinges, #20848
Senior Corporate Counsel
818 South Kansas Avenue
Topeka, Kansas 66612
(785) 575-1986; Telephone
(785) 575-8136; Fax

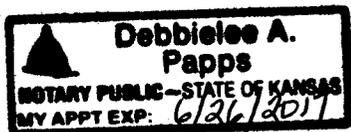
VERIFICATION

STATE OF KANSAS)
)
COUNTY OF SHAWNEE) ss:

Cathryn J. Dinges, being duly sworn upon her oath deposes and says that she is one of the attorneys for Westar Energy, Inc.; that she is familiar with the foregoing **Answer**; and that the statements therein are true and correct to the best of her knowledge and belief.

Cathryn Dinges
Cathryn J. Dinges

SUBSCRIBED AND SWORN to before me this ___th day of July, 2013.



Debbielee Papps
Notary Public

My Appointment Expires: June 26, 2017

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of July, 2011, the original and eight copies of the foregoing **Answer** were delivered to:

Kim Christiansen
Executive Director
KANSAS CORPORATION COMMISSION
1500 SW Arrowhead
Topeka, Kansas 66604

that copies were mailed via U. S. Mail to:

Josephine Wacheke
9000 E Lincoln St Apt 2202
Wichita, KS 67207-3431

Copies were hand delivered to:

Amber Smith, Litigation Counsel
Kansas Corporation Commission
1500 SW Arrowhead Rd
Topeka, KS 66604-4027


Cathryn J. Dinges

Confidential
Exhibit A

Josephine V Wacheke-Ngugi



Usage & Billing History: (Her History since connect date [redacted] No estimated reads.



Payment History:



Meter Reading History:



Meter Test Results 06/03/2012

FULL LOAD: 99.38%
LIGHT LOAD: 99.68%

NO ADJUSTMENTS NECESSARY AS METER WAS/IS REGISTERING CORRECTLY