

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Thomas E. Wright, Chairman
 Joseph F. Harkins

In the Matter of the Application of Black Hills/Kansas Gas) DOCKET NO.
Utility Company, LLC, d/b/a Black Hills Energy for) 10-BHCG-639-TAR
Approval to Implement Black Hills Energy's Five-Year) GAS
Energy Efficiency Plan Consisting of Natural Gas Energy
Efficiency Programs to Improve Building Equipment
Efficiency and to Educate About Energy Efficiency Usage,
to Provide for Program Cost Recovery Through a Rider
Mechanism, Permit the Implementation of a Revenue
Normalization Mechanism to Replace the Weather
Normalization Adjustment, a Performance Incentive
Mechanism, and Appropriate Accounting Authority to
Defer Expenses and Revenues Associated with the Filing.

ORDER ASSESSING COSTS

The above matter comes before the State Corporation Commission of the State of Kansas for consideration. Being fully advised of all matters of record, the Commission finds that the expenses reasonably attributable to this investigation may exceed \$100. If the \$100 threshold is met, the Commission will assess these expenses against BLACK HILLS/KANSAS GAS UTILITY COMPANY, LLC D/B/A BLACK HILLS ENERGY pursuant to K.S.A. 66-1502. Expenses attributable to this docket shall be assessed beginning three days after notice of this assessment is given by service of this Order by United States mail. BLACK HILLS/KANSAS GAS UTILITY COMPANY, LLC D/B/A BLACK HILLS ENERGY is hereby notified that it has an opportunity to request a hearing on this assessment in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*

IT IS, THEREFORE, ORDERED BY THE COMMISSION THAT:

BLACK HILLS/KANSAS GAS UTILITY COMPANY, LLC D/B/A BLACK HILLS ENERGY is assessed the costs of this investigation pursuant to K.S.A. 66-1502. A party may file a petition for reconsideration of this Order within 15 days of the date of this Order. If service is by mail, 3 additional days may be added to the 15-day time limit to petition for reconsideration. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Wright, Chairman; Harkins, Comm.

Dated: APR 05 2010

ORDERED MAILED

APR 06 2010

 EXECUTIVE
DIRECTOR

Executive Director