

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

Before Commissioners: Pat Apple, Chairman
 Shari Feist Albrecht
 Jay Scott Emler

In the Matter of the Application of Westar)
Energy, Inc. and Kansas Gas and Electric)
Company for Approval of their Direct) Docket No. 18-WSEE-190-TAR
Renewable Participation Service Tariff.)

**ORDER GRANTING WAL-MART STORES, INC.'S
PETITION TO INTERVENE**

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 November 6, 2017, Westar Energy, Inc. (Westar) and Kansas Gas and Electric Company (KGE) filed an Application with the Commission for approval of their Direct Renewable Participation Service (DRPS) Tariff.¹

2. On December 1, 2017, Wal-Mart Stores, Inc. (Walmart) filed its Petition to Intervene, stating it is a large private user of electricity and retail electric customer of Westar and KGE and, as a potential customer under the proposed DRPS, it has direct financial interest in the outcome of this proceeding.²

3. 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

¹ Application of Westar Energy, Inc. and Kansas Gas Service, (Nov. 6, 2017).

² Wal-Mart's Petition to Intervene, ¶ 2 (Dec. 1, 2017).

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.³

4. The Commission finds Wal-Mart has demonstrated an interest in this proceeding. Therefore, pursuant to K.S.A. 77-521, the Commission grants Wal-Mart's Petition for Intervention.

5. Wal-mart will be added to the official service 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, Missouri 65101
Phone: (573)797-0005
E-mail: david.woodsmall@woodsmall.com

THEREFORE, THE COMMISSION ORDERS:

- A. Wal-Mart's Petition to Intervene is granted pursuant to K.S.A. 77-521.
- B. The parties have 15 days, plus three days if service of this Order is by mail, to petition the Commission for reconsideration.⁴
- C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

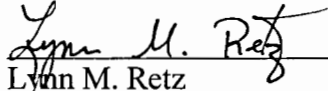
³ K.S.A. 77-521; K.A.R. 82-1-225.

⁴ K.S.A. 66-118b; K.S.A. 77-529(a)(1).

BY THE COMMISSION IT IS SO ORDERED.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: DEC 12 2017



Lynn M. Retz
Secretary to the Commission

JF/vj

EMAILED

DEC 12 2017

CERTIFICATE OF SERVICE

18-WSEE-190-TAR

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 DEC 12 2017.

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

JAKE FISHER, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3354
j.fisher@kcc.ks.gov

CATHRYN J DINGES, CORPORATE COUNSEL
KANSAS GAS & ELECTRIC CO.
D/B/A WESTAR ENERGY
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889
Fax: 785-575-8136
cathy.dinges@westarenergy.com

DAVID L. WOODSMALL
WOODSMALL LAW OFFICE
308 E HIGH ST STE 204
JEFFERSON CITY, MO 65101
Fax: 573-635-7523
david.woodsmall@woodsmalllaw.com

/s/ DeeAnn Shupe
DeeAnn Shupe

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