

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

In the Matter of the Applications of)
Westar Energy, Inc. and Kansas Gas)
and Electric Company for Approval to) Docket No. 17-WSEE-147-RTS
Make Certain Changes in their)
Charges for Electric Service.)

**JOINT MOTION TO APPROVE STIPULATION AND AGREEMENT, CONVERT
PROCEEDING INTO SETTLEMENT PROCEEDING, AND CANCEL REMAINDER
OF PROCEDURAL SCHEDULE**

COME NOW, the Staff of the State Corporation Commission of the State of Kansas (Staff), Westar Energy, Inc. and Kansas Gas and Electric Company (referred to as “Westar” collectively), the Citizens’ Utility Ratepayer Board (CURB), U.S. Department of Defense and all other Federal Executive Agencies (DOD/FEA), IBEW Local 304¹ (collectively, “Joint Movants”) and respectfully move the Commission for an Order approving the Stipulation and Agreement (“Stipulation”) filed concurrently with this Motion, converting the proceeding into a settlement proceeding to be conducted on the paper record in the docket, and cancelling the remainder of the procedural schedule in the docket. The Stipulation is attached as Attachment 1.

1. On October 26, 2016, Westar filed an Application with the Commission pursuant to K.S.A. 66-117 and K.A.R. 82-1-231(b)(3)(A) to make changes to its charges for electric service, which was docketed as the above-captioned proceeding. The Application was made pursuant to the Commission’s regulations that allow Westar to make an “abbreviated filing” when filing within 12 months of the Commission’s order in a prior rate case. Pursuant to K.A.R. 82-1-231(b)(3)(A), Westar eliminated data that duplicates information provided in the prior case from its Application in this docket.

¹ USD 259 is not a signatory to the Stipulation and Agreement but has indicated that it does not oppose the agreement.

2. Westar obtained prior permission from the Commission to make an “abbreviated filing” under K.A.R. 82-1-231(b)(3)(A) in Docket No. 15-WSEE-115-RTS (115 Docket) and Westar indicated in this docket that it was adopting “all the regulatory procedures, principles, and rate of return established by the commission” in the previous order. In the Commission’s Order approving the Stipulation and Agreement in the 115 Docket, the Commission granted Westar authority to address four specific issues in this abbreviated rate case.

3. On November 29, 2016, the Commission issued a procedural order in this docket setting a settlement conference for April 27, 2017, a prehearing conference on May 3, 2017, and technical hearings on May 9 and 10, 2017.

4. The Joint Movants have been working diligently to resolve the issues in this docket and have reached agreement settling all disputed matters and are filing the Stipulation with the Commission for approval. Joint Movants believe the Stipulation is reasonable and is in the public interest. Joint Movants respectfully request that the Stipulation be approved. To facilitate the Commission’s consideration of the terms of the Stipulation, Joint Movants will be submitting testimony in support of the Stipulation by May 5, 2017.

5. The issues to be addressed in this abbreviated rate case were limited and for the most part involved a true-up of Westar’s expenditures on projects that had already been approved by the Commission in previous dockets. The Stipulation and Agreement approved in the 115 Docket determined the cost allocation and rate design to be used in this abbreviated docket. As a result, because Joint Movants have all reached agreement on all of the limited set of issues to be determined in the docket, Joint Movants believe that the Commission can resolve this matter on a paper record without a hearing or other proceedings.

6. Therefore, Joint Movants ask the Commission to admit all pre-filed testimony, including the testimony to be filed in support of the Stipulation, exhibits, and schedules into the record.

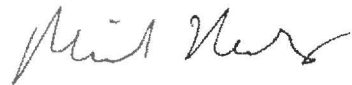
7. Joint Movants ask the Commission to convert the proceeding from an adjudicated proceeding to a settlement proceeding the remainder of which will be handled on the paper record.

8. Joint Movants ask the Commission cancel the remainder of the procedural schedule in the docket, including the prehearing conference, evidentiary hearing, and post-hearing briefs.

WHEREFORE, Joint Movants respectfully request that the Commission approve the Stipulation as proposed by the signatory parties thereto, convert the proceeding into a settlement proceeding to be conducted on the paper record in the docket, and cancel the remainder of the procedural schedule in the docket.

Respectfully submitted,

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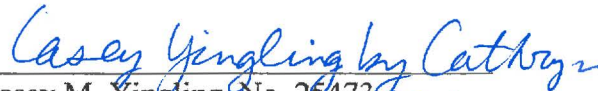
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VERIFICATION

STATE OF KANSAS)
)
COUNTY OF SHAWNEE) ss:

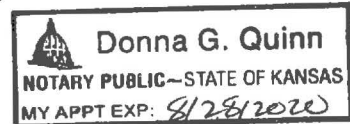
Cathryn J. Dinges, being duly sworn upon her oath deposes and says that she is one of the attorneys for Westar Energy, Inc. and Kansas Gas and Electric Company; that she is familiar with the foregoing **Joint Motion**; and that the statements therein are true and correct to the best of her knowledge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


Cathryn J. Dinges

SUBSCRIBED AND SWORN to before me this 3rd day of ~~April~~^{May}, 2017.


Notary Public

My Appointment Expires: 8/28/2020



CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of ~~April~~^{May}, 2017, the foregoing **Joint Motion** was electronically filed in the docket and that one copy was delivered electronically to all parties on the service list in the above-captioned docket.


Cathryn J. Dinges

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

In the Matter of the Applications of)	
Westar Energy, Inc. and Kansas Gas)	
and Electric Company for Approval to)	Docket No. 17-WSEE-147-RTS
Make Certain Changes in their Charges)	
for Electric Service.)	

STIPULATION AND AGREEMENT

As a result of discussions between the Staff of the State Corporation Commission of the State of Kansas (Staff), Westar Energy, Inc. and Kansas Gas and Electric Company (referred to as “Westar” collectively), the Citizens’ Utility Ratepayer Board (CURB), U.S. Department of Defense and all other Federal Executive Agencies (DOD/FEA), and IBEW Local 304¹ (referred to collectively as the “Parties”), the Parties hereby submit to the Kansas Corporation Commission (Commission) for its consideration and approval the following Stipulation and Agreement (Stipulation):

I. WESTAR’S APPLICATION

1. On October 26, 2016, Westar filed an Application with the Commission pursuant to K.S.A. 66-117 and K.A.R. 82-1-231(b)(3)(A) to make changes to its charges for electric service, which was docketed as the above-captioned proceeding. Pursuant to a Commission order issued on November 11, 2016, the effective date of this Application was suspended until June 23, 2017.

2. The Application was made pursuant to the Commission’s regulations that allow Westar to make an “abbreviated filing” when filing within 12 months of the Commission’s order in a prior rate case. Pursuant to K.A.R. 82-1-231(b)(3)(A), Westar eliminated data that duplicates information provided in the prior case from its Application in this docket.

¹ USD 259 is not a signatory to the Stipulation and Agreement but has indicated that it does not oppose the agreement.

3. In order for Westar to utilize the provisions of K.A.R. 82-1-231(b)(3)(A), Westar must have obtained prior permission from the Commission to file under this regulation and Westar must be willing to “adopt all the regulatory procedures, principles, and rate of return established by the commission” in the previous order.

4. Westar received permission from the Commission to make an “abbreviated filing” in Docket No. 15-WSEE-115-RTS (115 Docket). In the Commission’s Order approving the Stipulation and Agreement in that docket, the Commission granted Westar authority to address the following issues in this abbreviated rate case:

- a. an update to rates to include capital costs incurred by Westar related to environmental projects at La Cygne that were approved by the Commission in Docket No. 11-KCPE-581-PRE, up to the amount of costs approved by the Commission in that docket but not included in rates previously; and
- b. an update to rates to reflect the capital costs related to the projects at Wolf Creek described in the Direct Testimony of John Bridson filed in the 115 Docket; and
- c. an update to rates to reflect the costs associated with the investment in grid resiliency projects discussed in Paragraph 20 of the 115 Docket S&A; and
- d. an update to rates to incorporate the final roll-in of environmental costs incurred in 2015 that were previously noticed to the Commission and would have been recovered through the Environmental Cost Recovery Rider (ECRR).

See Order Approving Stipulation and Agreement (S&A), Docket No. 15-WSEE-115-RTS (115 Docket) (Sept. 24, 2015); S&A at ¶¶ 35-36.

5. Westar’s filing adopted all the Commission’s rulings in Docket No. 15-WSEE-115-RTS. As required, Westar’s filing was based on the precise cost of capital adopted in the Stipulation and Agreement and the Commission’s Order approving the Stipulation and Agreement in Docket No. 15-WSEE-115-RTS. *See* Order Approving Stipulation and Agreement

(S&A), Docket No. 15-WSEE-115-RTS (115 Docket), at ¶¶ 113-116 (Sept. 24, 2015); Joint Motion to Approve Stipulation and Agreement, Docket 15-WSEE-115-RTS, Stipulation and Agreement at ¶ 35 (Aug. 6, 2015).

6. The schedules filed with Westar's Application established a gross revenue deficiency of \$17,445,707 million.

7. Westar's filing updated Westar's revenue requirement to incorporate the expected capital investment associated with the grid resiliency projects that were expected to be completed between October 28, 2015, and March 1, 2017. The amount reflects actual costs through August 2016 and estimated costs through March 1, 2017. Pursuant to the terms of the Commission Order in 115 Docket approving the S&A, ¶20, Westar was permitted to

recover up to \$50 million of capital investment in grid resiliency improvements completed between October 28, 2015, and March 1, 2017, consistent with those improvements proposed as part of the EDGR program discussed in the Direct Testimony of Bruce Akin and the report sponsored by Mr. Cummings. Such plant in service less the associated accumulated depreciation and deferred income taxes will be reflected in rates as a result of the abbreviated rate case . . .

8. Westar's filing also updated its revenue requirement for costs associated with the construction of environmental upgrades at La Cygne. The Commission approved these upgrades in Docket No. 11-KCPE-581-PRE, along with cost recovery for up to \$1.23 billion (\$615 million reflecting Westar's 50% share). See Order Granting KCP&L Petition for Predetermination of Rate-making Principles and Treatment, Docket No. 11-KCPE-581-PRE (August 19, 2011). Westar's filing indicated that the project will be completed for more than \$75 million less than the original authorized costs. Westar's filing updated its revenue requirement to include the investment it expects to make for the approved environmental projects at La Cygne through

March 1, 2017 that are not already reflected in retail rates. This amount reflects actual costs through August 2016 and estimated costs also through March 1, 2017.

9. Westar's filing also updated its revenue requirement to include the remaining capital costs for the projects at Wolf Creek that were completed during the 2014 mid-cycle outage and the Spring 2015 refueling outage as described in the Direct Testimony of John Bridson in the 115 Docket.

10. Finally, Westar's filing updated the revenue requirement to include the environmental costs incurred in 2015 that would have been recovered through the ECRR absent the agreement in the 115 Docket to discontinue the ECRR. Pursuant to the procedure required under its ECRR, Westar provided notice to the Commission on March 31, 2015, in Docket No. 09-WSEE-737-TAR of the environmental projects it expected to begin in 2015. Under the provisions of the ECRR, Westar would have filed in March, 2016 to update its rates to reflect the costs incurred in 2015 for these projects. As part of the S&A in the 115 Docket, the Parties agreed and the Commission ordered that Westar would perform a final update of environmental costs into base rates for the costs associated with the projects identified in the March 31, 2015 Notice.

11. Westar allocated the increased revenue requirement among classes based on the provisions of the 115 Docket S&A.

12. In support of its Application, Westar submitted the testimony of four witnesses and the schedules required by K.A.R. 82-1-231(b)(3)(A).

II. STAFF AND OTHER PARTIES' PRE-FILED POSITIONS

13. On April 11, 2017, Staff filed its direct testimony in the above-captioned docket, recommending a rate increase of \$16,317,254. Staff audited all of Westar's adjustments to its

revenue requirement and also updated Westar's estimated costs for the La Cygne environmental project and the grid resiliency pilot program with actual costs through March 1, 2017.

14. Also on April 11, 2017, CURB filed testimony recommending a rate increase of \$16,464,532.

15. DOD/FEA also filed testimony on April 11, 2017 recommending a rate increase of \$16,269,104.

16. Westar filed rebuttal testimony on April 25, 2017. In Westar's rebuttal testimony, Westar indicated that the updated revenue requirement increase should be \$16,412,124. On April 27, 2017, the Parties met collectively to discuss the possible settlement of the issues in this matter.

III. TERMS OF THE STIPULATION

After discussions among the Parties, they have agreed upon the following terms:

A. Stipulated Revenue Requirement

17. The Parties agree that Westar's overall annual revenue increase will be \$16,366,511.

18. The Parties agree that Westar's revenue requirement is based on the cost of capital established by the Commission in the 115 Docket.

B. Allocation of Revenue Requirement

19. The Parties agree that the revenue requirement increase described in Section A above will be allocated among the customer classes as follows:

<u>Customer Class</u>	<u>Revenue Allocation</u>
Residential	\$9,223,271
SGS	\$2,921,134

MGS	\$1,552,065
Schools	\$477,122
Lighting	\$497,088
LGS/ILP	\$1,503,917
ICS	\$18,386
Special Contract	\$173,528

C. Rate Design Issues

20. The rates for each customer class were calculated consistent with the Commission Order in the 115 Docket and agreed to by the Parties are identified in Exhibit A, attached hereto.

IV. MISCELLANEOUS PROVISIONS

A. The Commission's Rights

21. Nothing in this Stipulation is intended to impinge or restrict, in any manner, the exercise by the Commission of any statutory right, including the right of access to information, and any statutory obligation, including the obligation to ensure that Westar is providing efficient and sufficient service at just and reasonable rates.

B. Parties' Rights

22. The Parties, including Staff, shall have the right to present pre-filed testimony in support of this Stipulation. Such testimony shall be filed formally in the docket and presented by witnesses at a hearing on this Stipulation.

C. Waiver of Cross-Examination

23. The Parties waive cross-examination on all testimony filed prior to the filing of this Stipulation. The Parties agree that all such prefiled testimony and testimony filed in support of the Stipulation may be admitted into the record without objection.

D. Negotiated Settlement

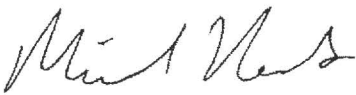
24. This Stipulation represents a negotiated settlement that fully resolves the Issues addressed in this document. The Parties represent that the terms of this Stipulation constitute a fair and reasonable resolution of the issues addressed herein. Except as specified herein, the Parties shall not be prejudiced, bound by, or in any way affected by the terms of this Stipulation (a) in any future proceeding; (b) in any proceeding currently pending under a separate docket; and/or (c) in this proceeding should the Commission decide not to approve this Stipulation in the instant proceeding. If the Commission accepts this Stipulation in its entirety and incorporates the same into a final order without material modification, the Parties shall be bound by its terms and the Commission's order incorporating its terms as to all issues addressed herein and in accordance with the terms hereof, and will not appeal the Commission's order on these issues.

E. Interdependent Provisions

25. The provisions of this Stipulation have resulted from negotiations among the Parties and are interdependent. In the event the Commission does not approve and adopt the terms of this Stipulation in total, it shall be voidable and no Party hereto shall be bound, prejudiced, or in any way affected by any of the agreements or provisions hereof. Further, in such event, this Stipulation shall be considered privileged and not admissible in evidence or made a part of the record in any proceeding.

IN WITNESS WHEREOF, the Parties have executed and approved this Stipulation and Agreement, effective as of the 3rd day of May 2017, by subscribing their signatures below.

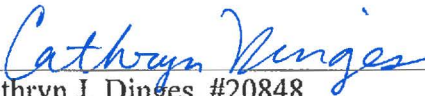
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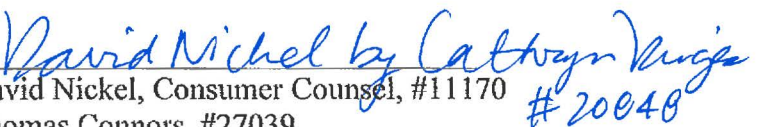
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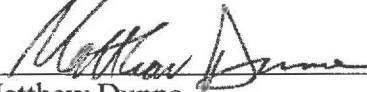
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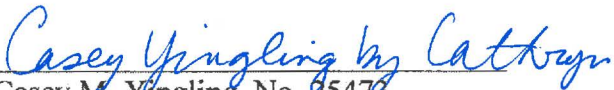
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COUNSEL FOR IBEW Local 304

Westar Energy, Inc - Total Company
Proof of Revenue - 2016 Abbreviated Rate Case

Residential Standard Service			Existing Rate	Proposed Rate	Increase
Energy	Block 1	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Winter	\$ 0.061600	\$ 0.062804	\$ 0.001204
Energy	Block 1	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Summer	\$ 0.083127	\$ 0.084752	\$ 0.001625
Customer Charge			\$ 14.50	\$ 14.50	\$ -

Residential Standard Distributed Generation			(New Rate in October 2015)		
Energy	Block 1	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Winter	\$ 0.061600	\$ 0.062804	\$ 0.001204
Energy	Block 1	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Summer	\$ 0.083127	\$ 0.084752	\$ 0.001625
Customer Charge			\$ 14.50	\$ 14.50	\$ -

Residential Conservation Service					
Energy	Block 1	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Winter	\$ 0.061600	\$ 0.062804	\$ 0.001204
Energy	Block 1	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Summer	\$ 0.083127	\$ 0.084752	\$ 0.001625
Customer Charge			\$ 14.50	\$ 14.50	\$ -

Residential Restricted Conservation					
Energy	Block 1		\$ 0.050920	\$ 0.051915	\$ 0.000995
Customer Charge			\$ 14.50	\$ 14.50	\$ -

Residential - Peak Management					
Energy	Block 1		\$ 0.045750	\$ 0.046644	\$ 0.000894
Demand		Summer	\$ 6.78	\$ 6.91	\$ 0.130000
Demand		Winter	\$ 2.09	\$ 2.13	\$ 0.040000
Customer Charge			\$ 16.50	\$ 16.50	\$ -

Residential Multi Dwelling Service					
Energy	Block 1	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Winter	\$ 0.061600	\$ 0.062804	\$ 0.001204
Energy	Block 1	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Summer	\$ 0.083127	\$ 0.084752	\$ 0.001625
Customer Charge			\$ 14.50	\$ 14.50	\$ -

Residential Multi Dwelling-Space heatService					
Energy	Block 1	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Winter	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Winter	\$ 0.061600	\$ 0.062804	\$ 0.001204
Energy	Block 1	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 2	Summer	\$ 0.075360	\$ 0.076833	\$ 0.001473
	Block 3	Summer	\$ 0.083127	\$ 0.084752	\$ 0.001625
Customer Charge			\$ 14.50	\$ 14.50	\$ -

Residential Time Of Use Service					
Energy	Block 1	Winter	\$ 0.089793	\$ 0.091548	\$ 0.001755
	Block 2	Winter	\$ 0.089793	\$ 0.091548	\$ 0.001755
	Block 3	Winter	\$ 0.055528	\$ 0.056614	\$ 0.001086
Energy	Block 1	Summer	\$ 0.152310	\$ 0.155288	\$ 0.002978
	Block 2	Summer	\$ 0.105654	\$ 0.107719	\$ 0.002065
	Block 3	Summer	\$ 0.067548	\$ 0.068868	\$ 0.001320
Customer Charge			\$ 14.50	\$ 14.50	\$ -

Small General Service

Demand	Block 1	Winter	\$	-	\$	-	\$	-
	Block 2	Winter	\$	4.38	\$	4.43	\$	0.050000
Demand	Block 1	Summer	\$	-	\$	-	\$	-
	Block 2	Summer	\$	8.47	\$	8.56	\$	0.090000
Energy	Block 1		\$	0.069699	\$	0.070417	\$	0.000718
	Block 2		\$	0.050723	\$	0.051246	\$	0.000523
Customer Charge			\$	22.50	\$	22.73	\$	0.230000

Small General Service - Recreational Lighting

Energy	Block 1		\$	0.088250	\$	0.089160	\$	0.000910
Customer Charge			\$	22.50	\$	22.73	\$	0.230000

Small General Service - Unmetered service

Energy	Block 1		\$	0.069699	\$	0.070417	\$	0.000718
	Block 2		\$	0.050723	\$	0.051246	\$	0.000523
Customer Charge			\$	22.50	\$	22.73	\$	0.230000

Small General Service - Church Option

Energy	Block 1		\$	0.069699	\$	0.070417	\$	0.000718
	Block 2		\$	0.050723	\$	0.051246	\$	0.000523
Demand	Block 1	Summer	\$	-	\$	-	\$	-
	Block 2	Summer	\$	2.47	\$	2.50	\$	0.030000
Demand	Block 1	Winter	\$	-	\$	-	\$	-
	Block 2	Winter	\$	1.36	\$	1.37	\$	0.010000
Customer Charge			\$	22.50	\$	22.73	\$	0.230000

Short Term Service

Demand	Block 1	Winter	\$	-	\$	-	\$	-
	Block 2	Winter	\$	4.38	\$	4.43	\$	0.050000
Demand	Block 1	Summer	\$	-	\$	-	\$	-
	Block 2	Summer	\$	8.47	\$	8.56	\$	0.090000
Energy	Block 1		\$	0.069699	\$	0.070417	\$	0.000718
Customer Charge			\$	22.50	\$	22.73	\$	0.230000

Generation Substitution Service

Energy	Block 1		\$	0.056536	\$	0.057119	\$	0.000583
	Block 2		\$	0.048491	\$	0.048991	\$	0.000500
	Block 3		\$	0.041484	\$	0.041912	\$	0.000428
Customer Charge			\$	40.00	\$	40.41	\$	0.410000

Off Peak Service

Demand	Block 1	Peak	\$	11.94	\$	12.06	\$	0.120000
	Block 2	Off-Peak	\$	2.35	\$	2.37	\$	0.020000
Energy	Block 1		\$	0.020350	\$	0.020559	\$	0.000209
Customer Charge			\$	100.00	\$	101.03	\$	1.030000

Dedicated Off-Peak Service

Energy	Block 1		\$	0.047931	\$	0.048425	\$	0.000494
	Block 2		\$	0.038681	\$	0.039080	\$	0.000399
	Block 3		\$	0.019621	\$	0.019823	\$	0.000202
Customer Charge			\$	22.50	\$	22.73	\$	0.230000

Medium General Service

Demand			\$	15.615204	\$	15.770063	\$	0.154859
Energy		Winter	\$	0.014627	\$	0.014772	\$	0.000145
		Summer	\$	0.019261	\$	0.019452	\$	0.000191
Customer Charge			\$	100.00	\$	100.99	\$	0.990000

LGS & ILP High-Load Factor - North

Demand	Secondary distribution		\$	15.103727	\$	15.206611	\$	0.102884
	Primary distribution		\$	14.103727	\$	14.199799	\$	0.096072
	Transmission		\$	12.233727	\$	12.317061	\$	0.083334
Energy			\$	0.015390	\$	0.015495	\$	0.000105
Customer Charge			\$	250.00	\$	251.70	\$	1.700000

Security Area Lighting - See Lighting worksheet

Street Lighting - see Lighting worksheet

Traffic Signals

Energy	\$	0.094000	\$	0.096015	\$	0.002015
Minimum bill	\$	10.00	\$	10.00	\$	-