

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Dwight D. Keen, Chair
 Shari Feist Albrecht
 Susan K. Duffy

In the Matter of Delmer Towns d.b.a. Towns)
Riverview to Show Cause Whether it Should)
Not be Required to Obtain a Certificate of) Docket No. 20-DTRW-120-SHO
Public Convenience and Necessity to Operate)
as a Potable Water Utility.)

ORDER DESIGNATING PRESIDING OFFICER

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 and conclusions:

1. On September 26, 2019, the Commission issued an Order to Show Cause within thirty (30) days why Delmer Towns d.b.a. Towns Riverview (Towns Riverview) should not be required to file an application for a Certificate of Convenience and Necessity pursuant to K.S.A. 66-131.¹

2. On December 2, 2019, Delmer Towns filed a response to the Commission's Show Cause Order, explaining that Towns Riverview would operate fully with the Commission's investigation.²

3. At this time, pursuant to K.S.A. 77-55(c), the Commission finds that a Presiding Officer should be designated in this proceeding to address any matters listed in K.S.A. 77-517(b).

¹ Order to Show Cause (Sep. 26, 2019).

² Response to Order to Show Cause (Dec. 2, 2019).

4. The Prehearing Officer in this proceeding shall be Phoenix Anshutz, Assistant General Counsel, Kansas Corporation Commission, 1500 SW Arrowhead Road, Topeka, Kansas 66604-4021, telephone number (785) 271-3198, email address p.anshutz@kcc.ks.gov.

THEREFORE, THE COMMISSION ORDERS:

- A. Phoenix Anshutz is designated as the Presiding Officer.
- 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).³

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Duffy, Commissioner.

Dated: 06/11/2020



Lynn M. Retz
Executive Director

PZA

³ K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

CERTIFICATE OF SERVICE

20-DTRW-120-SHO

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of
first class mail and electronic service on 06/11/2020.

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

COLE BAILEY, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
c.bailey@kcc.ks.gov

DELMER TOWNS
TOWNS RIVERVIEW
725 TOWNS RD
GARDEN CITY, KS 67846

/S/ DeeAnn Shupe

DeeAnn Shupe