

schedule within 30 days of the date the same is filed by the public utility or common carrier, such proposed schedule shall be deemed approved by the commission and shall take effect on the proposed effective date.”

3. A full investigation of the proposed tariff revision, which may result in a hearing, is deemed necessary and proper. Absent suspension of this docket, Commission Staff is without sufficient time to fully review, consider, and analyze whether the requested contract should be approved.

4. The Commission finds and concludes that suspension of any potential effectiveness of the Agreement between Westar and Spirit is required to allow sufficient time for full investigation of this matter. The effective date of the rates and/or terms proposed shall be suspended for a period not to exceed 240 days from the date the application was made, September 9, 2019, until May 4, 2020. Because the 240 day clock here ends on a Sunday, the suspension period will run until the end of the next day that is not a weekend or holiday.³ A Commission decision may be issued before such date.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Any decision regarding Westar and Spirit’s Agreement shall be deferred until May 4, 2020. The Commission may issue a decision before such date.

B. The parties have fifteen (15) days, plus three (3) days if service of this order is by mail, from the date this order was served in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of issuing such further order, or orders, as it may deem necessary.

³ K.A.R. 82-1-217.

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Duffy, Commissioner

Dated: 09/17/2019

A handwritten signature in cursive script, appearing to read "Lynn M. Retz", written in dark ink.

Lynn M. Retz
Executive Director

CRM

CERTIFICATE OF SERVICE

20-KG&E-112-CON

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 09/17/2019.

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