

IRIGONEGARAY & ASSOCIATES  
1535 S.W. 29th Street  
Topeka, Kansas 66611-1901  
(785) 267-6115  
(785) 267-9458 FAX

2007.11.28 11:01:49  
Kansas Corporation Commission  
/S/ Susan K. Duffy

STATE CORPORATION COMMISSION

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

NOV 26 2007

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

 Docket  
Room

In the Matter of a General Investigation )  
Regarding Cost Recovery and Incentives ) Docket No.  
for Energy Efficiency Programs ) 08-GIMX-441-GIV  
\_\_\_\_\_)

**VERIFIED PETITION TO INTERVENE OF SIERRA CLUB**  
**PURSUANT TO K.S.A. 77-521-AND K.A.R. 82-1-225**

The Sierra Club, by undersigned counsel, hereby respectfully moves the Kansas Corporation Commission (K.C.C.) for an order allowing intervention in this docket. In support of this motion, the following is stated:

1. The Sierra Club is an organization that has demonstrated a long-standing interest in regulatory measures to promote efficient use of energy resources.

2. Sierra Club's recognizes the demonstrated need to fully investigate regulatory implications of energy efficiency policies to realize the objectives of protecting the environment and establishing fair rates.

3. Sierra Club's members include residents/ratepayers of Kansas that have an interest in this investigatory docket. The Sierra Club is interested in maximizing the environmental and

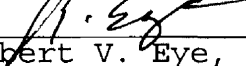
economic benefits that can be derived from, *inter alia*, energy efficiency, conservation decoupling and real-time pricing.

4. The Sierra Club and its members also recognize the vital need to develop a comprehensive state energy conservation plan as directed by K.S.A. 74-616(b). The Sierra Club's intent in seeking intervention in this docket is to collaborate with the Commission staff, regulated entities, intervenors and others that have an interest in establishing an effective comprehensive conservation plan that protects the environment and establishes fair rates.

WHEREFORE, Sierra Club, hereby respectfully requests that this Commission issue an order to grant its motion to intervene herein.

Respectfully submitted,

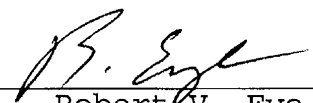
IRIGONEGARAY & ASSOCIATES  
1535 S.W. 29th Street  
Topeka, Kansas 66611-1901  
(785) 267-6115

By:   
Robert V. Eye, #10689  
Attorney for Petitioners

**VERIFICATION**

STATE OF KANSAS,                    )  
  ) ss:  
COUNTY OF SHAWNEE,            )

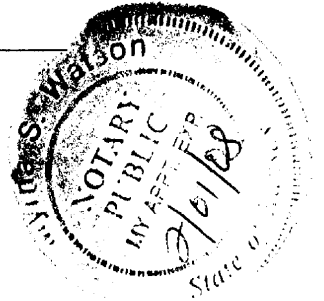
The undersigned person, being first duly sworn upon his oath, states that he has made and read the above document, and that the allegations contained therein are true and correct to the best of his knowledge and belief.

  
\_\_\_\_\_  
Robert V. Eye

SUBSCRIBED AND SWORN TO before me this 26<sup>th</sup> day of  
November, 2007.

Myrna S. Watson  
Notary Public

My Appointment Expires: February 1, 2008



CERTIFICATE OF SERVICE

The undersigned person hereby certifies that a true and correct copy of the above and foregoing document was served on counsel of record by (☒) placing the same in the United States mail, postage prepaid; by (☐) courier service; by (☐) facsimile, to telephone number \_\_\_\_\_, and that the transmission was reported as complete and without error, and that the facsimile machine complied with Supreme Court Rule 119(b)(3); or by (☐) hand delivery, on November 26, 2007, to:

MAX OTT, MANAGER  
ALFALFA ELECTRIC COOPERATIVE, INC.  
GENERAL OFFICE  
121 E. MAIN STREET  
PO BOX 39  
CHEROKEE, OK 73728

DEAN MATTHEWS, FIELD OPERATOR  
AMARILLO NATURAL GAS COMPANY  
2915 I-40 WEST  
AMARILLO, TX 79109

ALAN DEGOOD, PRESIDENT  
AMERICAN ENERGIES GAS SERVICE, LLC  
155 N MARKET STREET  
SUITE 710  
WICHITA, KS 67202

STEVEN S. WILLIAMS, ESQ.  
ANADARKO NATURAL GAS COMPANY  
1201 LAKE ROBBINS DRIVE  
THE WOODLANDS, TX 77380

JAMES G. FLAHERTY, ATTORNEY  
ANDERSON & BYRD, L.L.P.  
216 SOUTH HICKORY  
PO BOX 17  
OTTAWA, KS 66067

MAURICE L. ARNALL, DIR REGULATORY SERVICES  
AQUILA, INC. D/B/A AQUILA NETWORKS - WPK / AQUILA NETWORKS  
- KGO  
MSC 8-177  
20 W NINTH ST  
KANSAS CITY, MO 64105

MATT DAUNIS, MGR ENERGY EFFICIENCY PROG  
AQUILA, INC. D/B/A AQUILA NETWORKS - WPK / AQUILA NETWORKS  
- KGO  
MSC 81-77  
20 W NINTH ST  
KANSAS CITY, MO 64105

LARRY HEADLEY  
AQUILA, INC. D/B/A AQUILA NETWORKS - WPK / AQUILA NETWORKS  
- KGO  
1815 CAPITOL AVENUE  
OMAHA, NE 68102

STEVEN JUREK, VP REGULATORY SERVICES  
AQUILA, INC. D/B/A AQUILA NETWORKS - WPK / AQUILA NETWORKS  
- KGO  
1815 CAPITOL AVENUE  
OMAHA, NE 68102

BOB HALL, GENERAL MANAGER  
ARK VALLEY ELECTRIC COOP., ASSN., INC.  
GENERAL OFFICE  
P. O. BOX 1246  
HUTCHINSON, KS 67504

JOE CHRISTIAN, RATES & REG. AFFAIRS  
ATMOS ENERGY CORPORATION  
PENN CENTER  
SUITE 800  
1301 PENNSYLVANIA ST  
DENVER, CO 80203-5015

DOUGLAS C. WALTHER, SR ATTORNEY  
ATMOS ENERGY CORPORATION  
P O BOX 650205  
DALLAS, TX 75265-0205

GAS SERVICE CONTACT  
ATMOS ENERGY CORPORATION  
P O BOX 650205  
DALLAS, TX 75265-0205

KENNETH J. MAGINLEY, MANAGER  
BLUESTEM ELECTRIC COOPERATIVE, INC.  
524 DEXTER  
DISTRICT OFFICE

P.O. BOX 513  
CLAY CENTER, KS 67432

KENNETH J. MAGINLEY, MANAGER  
BLUESTEM ELECTRIC COOPERATIVE, INC.  
614 EAST U.S. HIGHWAY 24  
PO BOX 5  
WAMEGO, KS 66547-0005

RODNEY V. GERDES, MANAGER  
BROWN-ATCHISON ELEC. COOP. ASSN., INC.  
1712 CENTRAL  
P.O. BOX 230  
HORTON, KS 66439

STACI OLVERA SCHORGL, ATTORNEY  
BRYAN CAVE LLP  
1200 MAIN STREET  
SUITE 3500  
KANSAS CITY, MO 64105

ERNEST J. BARKER, MANAGER  
BUTLER RURAL ELECTRIC COOPERATIVE ASSN., INC.  
216 S VINE STREET  
PO BOX 1242  
ELDORADO, KS 67042

KIRK THOMPSON, MANAGER  
C. M. S. ELECTRIC COOPERATIVE, INC.  
PO BOX 790  
MEADE, KS 67864-0790

GLENDA CAFER, ATTORNEY  
CAFER LAW OFFICE, L.L.C.  
SUITE 101  
2921 SW WANAMAKER DRIVE  
TOPEKA, KS 66614

DAVID A. VINCE, MANAGER  
CANEY VALLEY ELEC. COOP. ASSN., INC.  
401 LAWRENCE  
PO BOX 308  
CEDAR VALE, KS 67024

NIKI CHRISTOPHER, ATTORNEY  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD ROAD

TOPEKA, KS 66604

C. STEVEN RARRICK, ATTORNEY  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604

DAVID SPRINGE, CONSUMER COUNSEL  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604

CITY CLERK  
CITY OF ALTA VISTA  
521 MAIN  
PO BOX 44  
ALTA VISTA, KS 66834 .

CITY CLERK  
CITY OF ESKRIDGE  
CITY HALL  
110 SOUTH MAIN STREEET  
PO BOX 156  
ESKRIDGE, KS 66423

DONALD HELLWIG, MANAGER  
D.S. & O. RURAL ELEC. COOP., ASSN, INC.  
129 WEST MAIN ST  
P.O. BOX 286  
SOLOMON, KS 67480-2086

JERRY JARRETT, MANAGER  
DONIPHAN ELECTRIC COOP. ASSN, INC.  
PO BOX 699  
101 N MAIN  
TROY, KS 66087

WILLIAM L. GIPSON, PRESIDENT / CEO  
EMPIRE DISTRICT ELECTRIC COMPANY  
602 JOPLIN (64801)  
PO BOX 127  
JOPLIN, MO 64802

SHERRY MCCORMACK  
EMPIRE DISTRICT ELECTRIC COMPANY  
602 JOPLIN (64801)  
PO BOX 127

JOPLIN, MO 64802

KELLY WALTERS, VICE PRESIDENT  
EMPIRE DISTRICT ELECTRIC COMPANY  
602 JOPLIN (64801)  
PO BOX 127  
JOPLIN, MO 64802

ROBERT E. REECE, MANAGER  
FLINT HILLS RURAL ELECTRIC COOP. ASSN., INC.  
PO BOX B  
1564 SOUTH 1000 ROAD  
COUNCIL GROVE, KS 66846

CURTIS M. IRBY, ATTORNEY  
GLAVES, IRBY & RHOADS  
120 SOUTH MARKET  
SUITE 100  
WICHITA, KS 67202-3892

DALE COOMES, CEO  
HEARTLAND RURAL ELECTRIC COOPERATIVE, INC.  
110 N ENTERPRISE DRIVE  
PO BOX 40  
GIRARD, KS 66743

HUDSON H. LUCE, ATTORNEY AT LAW  
HUDSON H. LUCE  
1626 MACVICAR  
TOPEKA, KS 66604

CURTIS D. BLANC, MANAGING ATTORNEY-REGULATORY  
KANSAS CITY POWER & LIGHT COMPANY  
1201 WALNUT (64106)  
PO BOX 418679  
KANSAS CITY, MO 64141-9679

MARY TURNER, DIRECTOR, REGULATORY AFFAIRS  
KANSAS CITY POWER & LIGHT COMPANY  
1201 WALNUT (64106)  
PO BOX 418679  
KANSAS CITY, MO 64141-9679

DANA BRADBURY, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604-4027



JASON GRAY, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604-4027

PATRICK T SMITH, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604-4027

STUART LOWRY, EXECUTIVE VICE PRESIDENT/GENERAL COUNSEL  
KANSAS ELECTRIC COOPERATIVES, INC.  
7332 SW 21ST STREET (66615)  
PO BOX 4267  
TOPEKA, KS 66604-0267

DOUGLAS SHEPHERD, DIRECTOR OF SERVICES  
KANSAS ELECTRIC COOPERATIVES, INC.  
7332 SW 21ST STREET (66615)  
PO BOX 4267  
TOPEKA, KS 66604-0267

STEPHEN PARR, EXEC VP & CEO  
KANSAS ELECTRIC POWER CO-OP, INC.  
600 SW CORPORATE VIEW (66615)  
PO BOX 4877  
TOPEKA, KS 66604-0877

JIM LUDWIG, VP REGULATORY  
KANSAS GAS & ELECTRIC CO. D/B/A WESTAR ENERGY  
818 S KANSAS AVE  
TOPEKA, KS 66612

JOHN P. DECOURSEY, DIRECTOR, LAW  
KANSAS GAS SERVICE, A DIVISION OF ONEOK, INC.  
7421 W 129TH STREET STE 300 (66213)  
PO BOX 25957  
SHAWNEE MISSION, KS 66225

WALKER HENDRIX, DIR, REG LAW  
KANSAS GAS SERVICE, A DIVISION OF ONEOK, INC.  
7421 W 129TH STREET STE 300 (66213)  
PO BOX 25957  
SHAWNEE MISSION, KS 66225

LARRY WILLER, DIR RATES & REG

KANSAS GAS SERVICE, A DIVISION OF ONEOK, INC.  
7421 W 129TH STREET STE 300 (66213)  
PO BOX 25957  
SHAWNEE MISSION, KS 66225

JAMES R. WIDENER, MANAGER  
KANSAS MUNICIPAL ENERGY AGENCY  
6330 LAMAR AVENUE  
SUITE 110  
OVERLAND PARK, KS 66202

COLIN HANSEN, EXECUTIVE DIRECTOR  
KANSAS MUNICIPAL UTILITIES, INC.  
101 1/2 NORTH MAIN  
MCPHERSON, KS 67460

DANIEL J. O'BRIEN, GENERAL MANAGER  
KAW VALLEY ELEC. COOP. ASSN. CO., INC.  
P.O. BOX 750640  
1100 SW AUBURN ROAD (66615)  
TOPEKA, KS 66675-0640

EARL N. STEFFENS, GENERAL MGR.  
LANE-SCOTT ELECTRIC COOPERATIVE, INC.  
PO BOX 758  
410 S HIGH (67839)  
DIGHTON, KS 67839-0758

H.B. CANIDA, MANAGER  
LEAVENWORTH-JEFFERSON ELEC. COOP., INC  
507 N UNION (66054)  
PO BOX 70  
MCLOUTH, KS 66054-0070

LIZ BROSIUS, DIRECTOR  
LIZ BROSIUS  
KANSAS ENERGY COUNCIL  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604-4027

SCOTT WHITTINGTON, GENERAL MANAGER  
LYON-COFFEY ELECTRIC COOPERATIVE, INC.  
1013 N 4TH STREET (66839)  
P. O. BOX 229  
BURLINGTON, KS 66839-0229

GREGORY K. LAWRENCE, ATTORNEY

MCDERMOTT WILL & EMERY LLP  
28 STATE STREET  
BOSTON, MA 02109-1775

GRACE C. WUNG, ATTORNEY  
MCDERMOTT WILL & EMERY LLP  
28 STATE STREET  
BOSTON, MA 02109-1775

STEVE COTTRELL, GENERAL MGR  
MIAMI PIPE LINE COMPANY, INC.  
31395 OLD KC RD  
PAOLA, KS 66071-4841

C/O DAVID CRISP  
MID CONTINENT MARKET CENTER, INC.  
PO BOX 22089  
TULSA, OK 74121

EARNIE LEHMAN, CEO, PRES. & MGR.  
MIDWEST ENERGY, INC.  
1330 CANTERBURY ROAD  
PO BOX 898  
HAYS, KS 67601

PATRICK PARKE, VP CUSTOMER SERVICE  
MIDWEST ENERGY, INC.  
1330 CANTERBURY ROAD  
PO BOX 898  
HAYS, KS 67601

KATHLEEN M BRINKER, GENERAL MANAGER  
NEMAHA-MARSHALL ELECTRIC COOPERATIVE ASSN., INC.  
402 PRAIRIE STREET (66403)  
PO BOX O  
AXTELL, KS 66403-0235

CARLA A. BICKEL, GEN. MANAGER  
NINNESCAH RURAL ELECTRIC COOPERATIVE ASSN., INC.  
PO BOX 967  
20112 W. U.S. 54 HIGHWAY (67124)  
PRATT, KS 67124-0967

DAVID L. JESSE, CEO  
PIONEER ELECTRIC COOP. ASSN., INC.  
1850 W OKLAHOMA (67880)  
PO BOX 368

ULYSSES, KS 67880-0368

ANNE E. CALLENBACH, ATTORNEY  
POL SINELLI SHALTON FLANIGAN & SUELTHAUS  
6201 COLLEGE BLVD  
SUITE 500  
OVERLAND PARK, KS 66211

FRANK A. CARO, JR., ATTORNEY  
POL SINELLI SHALTON FLANIGAN & SUELTHAUS  
6201 COLLEGE BLVD  
SUITE 500  
OVERLAND PARK, KS 66211

ALLAN MILLER, GENERAL MANAGER  
PRAIRIE LAND ELECTRIC COOPERATIVE, INC.  
DISTRICT OFFICE  
PO BOX 160  
BIRD CITY, KS 67731

ALLAN MILLER, GENERAL MANAGER  
PRAIRIE LAND ELECTRIC COOPERATIVE, INC.  
1101 WEST HIGHWAY 36 (67654)  
PO BOX 360  
NORTON, KS 67654-0360

LEAH TINDLE, ADM. MANAGER  
RADIANT ELECTRIC COOPERATIVE, INC.  
100 NORTH 15TH STREET (66736)  
PO BOX 390  
FREDONIA, KS 66736-0390

DOUGLAS JACKSON, MANAGER  
ROLLING HILLS ELECTRIC COOPERATIVE, INC.  
208 WEST 1ST STREET  
DISTRICT OFFICE #1  
P.O. BOX 125  
ELLSWORTH, KS 67439

DOUGLAS J JACKSON, MANAGER  
ROLLING HILLS ELECTRIC COOPERATIVE, INC.  
122 W MAIN  
PO BOX 307  
MANKATO, KS 66956

DOUGLAS J. JACKSON, MANAGER  
ROLLING HILLS ELECTRIC COOPERATIVE, INC.

DISTRICT OFFICE  
2305 US 81 HIGHWAY  
P.O. BOX 309  
BELLEVILLE, KS 66935

ALAN L. HENNING, MANAGER  
SEDGWICK COUNTY ELECTRIC COOPERATIVE ASSN., INC  
1355 S 383RD STREET  
P.O. BOX 220 (67025-0220)  
CHENEY, KS 67025

DIANE C. BROWNING, ATTORNEY/KSOPHN0212-2A411  
SPRINT COMMUNICATIONS COMPANY L.P.  
6450 SPRINT PKWY  
OVERLAND PARK, KS 66251

KENNETH A. SCHIFMAN, ATTORNEY/MS: KSOPHN0212-2A303  
SPRINT COMMUNICATIONS COMPANY L.P.  
6450 SPRINT PKWY  
OVERLAND PARK, KS 66251

CLETAS C. RAINS, GENERAL MANAGER/CEO  
SUMNER-COWLEY ELECTRIC COOPERATIVE, INC.  
2223 NORTH A STREET  
PO BOX 220 (67152-0220)  
WELLINGTON, KS 67152

THOMAS K. HESTERMANN, MANAGER, REGULATORY RELATIONS  
SUNFLOWER ELECTRIC POWER CORPORATION  
301 W. 13TH  
PO BOX 1020 (67601-1020)  
HAYS, KS 67601

L. EARL WATKINS, JR., CEO & PRESIDENT  
SUNFLOWER ELECTRIC POWER CORPORATION  
301 W. 13TH  
PO BOX 1020 (67601-1020)  
HAYS, KS 67601

JACK L. PERKINS, CHIEF EXECUTIVE OFFICER  
TRI-COUNTY ELECTRIC COOPERATIVE, INC.  
302 EAST GLAYDAS, PO BOX 880  
HOOKER, OK 73945-0880

DEBBIE FOSTER, ADMINISTRATIVE MANAGER  
TWIN VALLEY ELECTRIC COOPERATIVE, INC.  
PO BOX 385

501 HUSTON  
ALTAMONT, KS 67330-0385

TERRY JANSON, GENERAL MANAGER  
VICTORY ELECTRIC COOPERATIVE ASSN., INC.  
3230 NORTH 14TH AVENUE  
PO BOX 1335  
DODGE CITY, KS 67801-1335

JUDITH KIM, SENIOR COUNSEL  
WAL-MART STORES, INC.  
2001 SE 10TH ST  
SAM M. WALTON DEVELOPMENT COMPLEX  
BENTONVILLE, AR 72716-0550

MARK D. CALCARA, ATTORNEY  
WATKINS CALCARA CHTD.  
1321 MAIN STREET SUITE 300  
PO DRAWER 1110  
GREAT BEND, KS 67530

MARTIN J. BREGMAN, EXEC DIR, LAW  
WESTAR ENERGY, INC.  
818 S KANSAS AVENUE  
PO BOX 889  
TOPEKA, KS 66601-0889

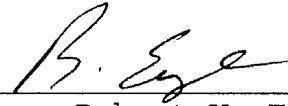
CATHRYN J. DINGES, CORPORATE COUNSEL  
WESTAR ENERGY, INC.  
818 S KANSAS AVENUE  
PO BOX 889  
TOPEKA, KS 66601-0889

KELLY HARRISON, VICE PRESIDENT - REGULATORY  
WESTAR ENERGY, INC.  
818 S KANSAS AVENUE  
PO BOX 889  
TOPEKA, KS 66601-0889

DAVID L. SCHNEIDER, MANAGER  
WESTERN COOPERATIVE ELECTRIC ASSN., INC.  
635 S 13TH STREET  
P.O. BOX 278  
WA KEENEY, KS 67672-0278

NEIL K. NORMAN, MANAGER  
WHEATLAND ELECTRIC COOPERATIVE, INC.

101 MAIN STREET  
PO BOX 230  
SCOTT CITY, KS 67871

A handwritten signature in black ink, appearing to read "R. Eye", is written over a horizontal line.

Robert V. Eye