

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

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

In the Matter of the Complaint Against Westar)
Energy by Richard L. Schulze) Docket No. 15-WSEE-384-COM

ORDER CLOSING DOCKET

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined the pleadings submitted and being duly advised in the premises, the Commission finds as follows:

I. BACKGROUND

1. On March 2, 2015, Richard Schulze (Complainant) filed a formal complaint against Westar Energy, Inc. (Westar) with the Commission.¹ The Complaint, among other things, alleges that Westar is attempting to utilize a revert to owner agreement, to collect for service utilized by a different customer nearly 14 years after the Complainant had sold the property and notified Westar by phone to terminate the revert to owner agreement.

2. On April 1, 2015, Litigation Staff for the Commission prepared a Memorandum analyzing the Complaint for compliance with Commission regulations. It recommended the Commission find that the Complaint does not satisfy the procedural requirements of K.A.R. 82-1-220. It further recommended the Commission grant the Complainant 30 days to correct the procedural deficiencies by filing an amended complaint. An order was issued by the Commission to this regard on April 14, 2015.

¹ Formal Complaint (Complaint) Mar. 2, 2015

3. On April 20, 2015, the Complainant filed an Amended Complaint² with the Commission.

4. Litigation Staff reviewed the Amended Complaint's underlying facts and allegations, and while making no recommendation regarding the *validity or truthfulness* of the Complainant's claims, believes that the Amended Complaint has satisfied the procedural requirements of the Commission's rules and practice and procedure. The Amended Complaint clearly identifies the relief sought and the Commission has jurisdiction to grant such relief.

5. On August 25, 2015, an Order was issued finding that the Amended Complaint satisfies the procedural requirements of K.A.R. 82-1-220. The Order further stated that Staff should proceed with forwarding the Complaint to Westar for them to file an Answer, and for Staff to further investigate the matter and submit a Report and Recommendation.

II. FINDINGS AND CONCLUSIONS

6. On September 14, 2015, the Complainant filed with the Commission a letter stating Westar has waived all outstanding debt incurred at S. Ridgeview Road, Olathe, Kansas, after the sale of the property. With no other issues remaining, the Commission is satisfied that this matter is resolved and this docket should be closed.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

- A. The above-referenced docket is hereby closed.
- C. The parties have 15 days, plus three days if service of this Order is by mail, to petition the Commission for reconsideration.³
- D. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

² Amended Formal Complaint (Amended Complaint) Apr. 20, 2015.

³ K.S.A. 66-118b; K.S.A. 77-529(a)(1).

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: SEP 29 2015


ORDER MAILED SEP 30 2015

Amy L. Gilbert
Secretary to the Commission

SRF/vj

CERTIFICATE OF SERVICE

15-WSEE-384-COM

I, the undersigned, certify that the true copy of the attached Order has been served to the following

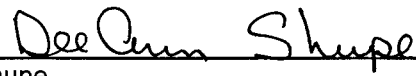
parties by means of first class mail and/or hand delivered on SEP 29 2015.

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