

**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 General Investigation)
Regarding the U.S. Environmental)
Protection Agency's Final Rule on Carbon) Docket No. 16-GIME-242-GIE
Pollution Emission Guidelines for Existing)
Stationary Sources: Electric Generating)
Units.)

ORDER GRANTING CURB'S PETITION TO INTERVENE

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:

1. On December 3, 2015, the Commission issued an Order Opening General Investigation into the U.S. Environmental Protection Agency's Final Rule on Carbon Pollution Emission Guidelines for Existing Stationary Sources.¹ The Order stated, "[p]arties granted intervention shall be limited to making written and oral comments and inclusion on the service list, which will assure receipt of copies of comments and other pleadings deemed non-confidential."² The Order further noted that, "[p]arties granted intervention will not be granted the right to issue discovery but will be able to review the non-confidential responses to Staff's data requests."³

¹ Order Opening General Investigation (Order) December 3, 2015.

² Id. at ¶ 9.

³ Id.

2. On December 10, 2015, the Citizens' Utility Ratepayer Board (CURB) filed its Petition to Intervene. Also, on December 10, 2015, CURB filed an Amended Petition to Intervene, citing its statutory authority to represent residential and small commercial ratepayers.⁴

3. The Commission finds CURB has demonstrated an interest in this proceeding. Therefore, pursuant to K.A.R. 82-1-225, the Commission grants CURB's Petition for Intervention.

4. CURB will be added to the official service list. Service of pleadings, communications, and correspondence should be delivered to counsel of record and CURB's other designees, as follows:

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⁴ CURB's Amended Petition to Intervene, ¶ 3 (Dec. 10, 2015).

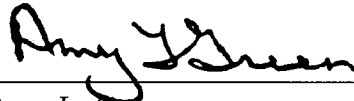
THEREFORE, THE COMMISSION ORDERS:

- A. CURB's Petition to Intervene is granted pursuant to K.A.R. 82-1-225.
- B. The parties have 15 days, plus three days if service of this Order is by mail, to petition the Commission for reconsideration.⁵
- C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: DEC 22 2015



Amy L. Green
Secretary to the Commission

ORDER MAILED DEC 23 2015

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⁵ K.S.A. 66-118b.

CERTIFICATE OF SERVICE

16-GIME-242-GIE

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/hand delivered on **DEC 22 2015**.

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/S/ DeeAnn Shupe
DeeAnn Shupe

ORDER MAILED DEC 23 2015