

- (ii) if required, approving a Wholesale Requirements Agreement;
- (iii) approving adoption by the Members of all applicable retail rates, rules, and tariffs with respect to the local distribution and retail electric utility services necessary to operations;
- (iv) approving the Shared Service Agreement, as supplemented, and, to the extent required, approving the Settlement Agreement, as supplemented;
- (v) approving and finding that the terms of the wholesale services and rates provided by Kansas Electric Power Cooperative, Inc. ("KEPCo") for the Victory and Prairie Land load in the to be acquired territory be the same as the terms of the currently approved wholesale services and rates provided by Mid-Kansas, as may be modified by Mid-Kansas from time to time, and that the Commission make such finding and order prior to the transfer of the Certificates of Convenience to Victory and Prairie Land; provided further, should KEPCo elect in the future to set terms of wholesale service and rates for Victory and Prairie Land that differ from the approved Mid-Kansas wholesale terms of service and rates, ordering that the wholesale terms of service and rates can be modified only after approval by the Commission;
- (vi) if required, approving the assignment of the Wholesale Requirements Agreement by and among Mid-Kansas, the Members, KEPCo and Sunflower Electric Power Corporation ("Sunflower"), as applicable;
- (vii) determining the process necessary for the Member cooperatives to become or remain exempt from Commission regulation pursuant to K.S.A. 66-104d after the transfer of the Certificate of Convenience, and modifying the Commission's Order in Docket No. 06-MKEE-524-ACQ as necessary to reflect such determination; and,
- (viii) for such other related relief that may be required to fulfill the intent and purposes of the joint application herein.

2. Although the Commission will conduct the evidentiary hearing in this docket, the Commission designates a prehearing officer to conduct any prehearing conferences that might be needed in this proceeding and to address any matters that are appropriately considered in a prehearing conference, including all items listed in the Kansas Administrative Procedure Act (KAPA) at K.S.A. 77-517(b). These items include, for example, conversion of the proceeding to another type; exploration of settlement possibilities; preparation of stipulations; clarification of issues; rulings on identity and limitation of the number of witnesses; objections to proffers of

evidence; determination of the extent to which direct evidence, rebuttal evidence, or cross-examination will be presented in written form, and the extent to which telephone or other electronic means will be used as a substitute for proceedings in person; order of presentation of evidence and cross-examination; rulings regarding issuance of subpoenas; discovery orders and protective orders; and such other matters as will promote the orderly and prompt conduct of the hearing.

3. The Commission concludes that a prehearing officer should be designated for this proceeding to conduct any prehearing conferences that might be needed and to address any matters that are appropriately considered in a prehearing conference, including all items listed in KAPA at K.S.A. 77-517(b). The Commission designates Brian G. Fedotin, Advisory Counsel, 1500 SW Arrowhead Road, Topeka, KS 66604-4027, telephone number 785-271-3105, email address b.fedotin@kcc.ks.gov, to act as Prehearing Officer in this proceeding. K.S.A. 2011 Supp. 77-514; K.S.A. 77-516; K.S.A. 2011 Supp. 77-551. The Commission, as it deems necessary, may designate other staff members to serve in this capacity.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The Commission designates Brian G. Fedotin to act as Prehearing Officer in this proceeding. The Commission directs the Prehearing Officer to work with the parties to develop a procedural schedule in this docket.

B. Parties have 15 days, plus three days if service of this Order is by mail, from the date of service of this Order to petition the Commission for reconsideration. K.S.A. 66-118b; K.S.A. 2011 Supp. 77-529(a)(1).

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

BY THE COMMISSION IT IS SO ORDERED.

Sievers, Chairman; Wright, Commissioner; Albrecht, Commissioner.

Dated: JAN 16 2013



ORDER MAILED JAN 17 2013

Patrice Petersen-Klein
Executive Director

BGF/mch

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
GLENDA CAFER, ATTORNEY CAFER LAW OFFICE, L.L.C. 3321 SW 6TH STREET TOPEKA, KS 66606		
TERRI PEMBERTON, ATTORNEY CAFER LAW OFFICE, L.L.C. 3321 SW 6TH STREET TOPEKA, KS 66606		
DAVID H. SNAPP, ATTORNEY DAVID H. SNAPP, LC 100 MILITARY PLZ STE 211 DODGE CITY, KS 67801-4945		
E. JAY DEINES, ATTORNEY DEINES & DEINES 110 N MAIN PO BOX 398 WAKEENEY, KS 67672		
JOSEPH D. GASPER GASPER LAW OFFICE 419 MAIN ST PO BOX 251 STOCKTON, KS 67669		
RAY BERGMEIER, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 ***Hand Delivered***		
SAMUEL FEATHER, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 ***Hand Delivered***		
BRIAN G. FEDOTIN, ADVISORY COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 ***Hand Delivered***		

ORDER MAILED JAN 17 2013

The Docket Room hereby certified that on this _____ day of _____, 20_____, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
DOW MORRIS, ASST GENERAL MANAGER LANE-SCOTT ELECTRIC COOPERATIVE, INC. 410 S HIGH (67839) PO BOX 758 DIGHTON, KS 67839-0758		
DON GULLEY, VP REGULATORY & MARKET AFFAIRS MID-KANSAS ELECTRIC COMPANY, LLC 301 WEST 13TH STREET PO BOX 980 HAYS, KS 67601		
STEPHEN J. EPPERSON, CEO PIONEER ELECTRIC COOP. ASSN., INC. 1850 W OKLAHOMA (67880) PO BOX 368 ULYSSES, KS 67880-0368		
ALLAN MILLER, CEO PRAIRIE LAND ELECTRIC COOPERATIVE, INC. 14935 U.S. HIGHWAY 36 (67654) PO BOX 360 NORTON, KS 67654-0360		
JOHN F. MCCLYMONT, ATTORNEY RYAN, WALTER & MCCLYMONT, CHTD. 120 S STATE STREET PO BOX 364 NORTON, KS 67654		
RANDY MAGNISON, EXEC VP & ASST CEO SOUTHERN PIONEER ELECTRIC COMPANY 1850 W OKLAHOMA PO BOX 430 ULYSSES, KS 67880		
TERRY JANSON, GENERAL MANAGER VICTORY ELECTRIC COOPERATIVE ASSN., INC. 3230 NORTH 14TH ST PO BOX 1335 DODGE CITY, KS 67801-1335		

ORDER MAILED JAN 17 2013

The Docket Room hereby certified that on this _____ day of _____, 20_____, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
KEEN K. BRANTLEY, ATTORNEY WALLACE, BRANTLEY & SHIRLEY 325 MAIN STREET PO BOX 605 SCOTT CITY, KS 67871		
MARK D. CALCARA, ATTORNEY WATKINS CALCARA CHTD. 1321 MAIN STREET SUITE 300 PO DRAWER 1110 GREAT BEND, KS 67530		
JAMES M. MCVAY, ATTORNEY WATKINS CALCARA CHTD. 1321 MAIN STREET SUITE 300 PO DRAWER 1110 GREAT BEND, KS 67530		
DAVID L. SCHNEIDER, MANAGER WESTERN COOPERATIVE ELECTRIC ASSN., INC. 635 S 13TH STREET PO BOX 278 WAKEENEY, KS 67672-0278		
BRUCE W. MUELLER, GENERAL MANAGER WHEATLAND ELECTRIC COOPERATIVE, INC. 101 MAIN STREET PO BOX 230 SCOTT CITY, KS 67871		

ORDER MAILED JAN 17 2013

The Docket Room hereby certified that on this ___ day of _____, 20____, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.