



BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

NOV 21 2013

by
State Corporation Commission
of Kansas

In the Matter of the Application of Pioneer Electric)
Cooperative, Inc. for Approval of its Local Access) Docket No. 14-PNRE-250-TAR
Delivery Charge Tariff.)

APPLICATION OF PIONEER ELECTRIC COOPERATIVE, INC.

COMES NOW Pioneer Electric Cooperative, Inc. ("Pioneer"), and hereby furnishes the State Corporation Commission of the State of Kansas ("Commission") with a copy of its Generator Interconnection Agreement pursuant to K.S.A. § 66-101c, and files for Commission approval its related Local Access Delivery Service Tariff pursuant to K.S.A. § 66-117. In support of this Application, Pioneer states as follows:

I. BACKGROUND & OVERVIEW

1. Pioneer is a member-owned distribution electric cooperative, organized and existing under and by virtue of the laws of the state of Kansas. Pioneer holds a certificate of public convenience and necessity issued by the Commission. Pioneer's service area includes all or portions of ten counties in southwest Kansas. Pioneer serves over 16,952 retail meters and has approximately 3,892 miles of distribution lines and 108 miles of transmission lines. Pioneer has opted to deregulate from the jurisdiction, regulation and control of the Commission, pursuant to K.S.A. § 66-104d. Under the provisions of this statute, certain operations and transactions of deregulated electric cooperatives continue to be regulated by the Commission, including charges for transmission services.

2. In addition to undersigned counsel, communications and correspondence in regard to this Application should be addressed to:

Randall D. Magnison – Executive Vice President-Assistant CEO

Pioneer Electric Cooperative, Inc.
1850 W. Oklahoma
PO Box 368
Ulysses, Kansas 67880
Telephone: (620) 424-5211
Email: rmagnison@pioneerelectric.coop

3. Abengoa Bioenergy Biomass of Kansas, LLC (“ABBK”) is a generation facility near Hugoton, Kansas, seeking to interconnect to the Pioneer system. ABBK and Pioneer have entered into a Generator Interconnection Agreement (“GIA”), a copy of which is attached hereto as **Exhibit A**.¹ The GIA is based upon the FERC-approved, Southwest Power Pool (“SPP”) tariff GIA, with some modifications as agreed to by the parties. The deviations from the SPP GIA are specifically noted in the document.

4. As part of the service being provided to ABBK, Pioneer will charge a Local Access Delivery Charge (“LADC”) for transmission service related to the GIA. Pioneer does not presently have an LADC Tariff on file and approved by the Commission. Pioneer is proposing such Tariff for approval in this Application. Pioneer’s proposed LADC Tariff is attached hereto as **Exhibit B**.

II. THE GENERATOR INTERCONNECTION AGREEMENT

5. K.S.A. § 66-101c requires that every public utility doing business in Kansas over which the commission has control shall furnish the commission copies of all rules and

¹ The GIA contains confidential commercial information and if being filed as “confidential” pursuant to the Commission’s statutes and regulations, K.S.A. § 66-1220a and K.A.R. § 82-1-221a.

regulations and contracts between electric public utilities pertaining to any and all jurisdictional services to be rendered by such electric public utility. Pursuant to this requirement, Pioneer hereby furnishes to the Commission a copy of the GIA entered into between Pioneer and ABBK. Approval of the GIA by the Commission is not required under the statute.

III. THE LOCAL ACCESS DELIVERY SERVICE TARIFF

6. ABBK will produce power and sell its excess power to Sunflower Electric Power Corporation (“Sunflower”), or other third party, under a yet-to-be executed Purchase Power Agreement (“PPA”). To accomplish this, pursuant to the GIA, ABBK will interconnect to Pioneer’s owned and operated 69 kV line, and its power will travel on Pioneer’s line for approximately one and three-quarters mile until it interconnects with Sunflower’s 115 kV line. A map showing the interconnection location and the Pioneer and Sunflower lines is attached hereto as **Exhibit C**. The charges for transporting the power on Pioneer’s line are contained in the proposed LADC Tariff. It is anticipated that Sunflower will be the entity paying these charges to Pioneer.

7. Pioneer has completed a cost-of-service analysis to determine an appropriate rate for the transmission service being provided to Sunflower for the ABBK generation. Pioneer’s proposed LADC Tariff contains a rate that is adequate to cover all of Pioneer’s costs for providing such service. The testimony of Mr. Nick Nelson filed with this Application explains and supports the rates proposed in the tariff.

8. Pioneer does not presently provide transmission service to any entity. Pioneer has adequate capacity on its 69 kV line to allow ABBK to interconnect and to provide the transmission service contemplated under the GIA.

IV. TIMELINE FOR APPROVAL

9. ABBK has notified Pioneer that it intends to become operational during the first quarter of 2014. Pioneer initially submitted the GIA and LADC to the Commission on July 24, 2013. That filing was docketed as 14-PNRE-073-CON ("073 Docket"). A Suspension Order was issued on August 13, 2013. On or about October 4, 2013, Staff requested that Pioneer withdraw its filing in the 073 Docket and re-file the application in a new docket with supporting testimony. The filing of this Application, and the concurrent motion to withdraw filed in the 073 Docket, satisfies Staff's request. However, because of the delay on the initial filing, Pioneer is concerned that it may not obtain approval of this Application prior to the time the ABBK arrangement is scheduled to go into effect. Therefore, Pioneer respectfully requests the Commission take action on this Application as soon as administratively possible rather than follow the standard 240-day timeline of KSA 66-117.

WHEREFORE, Applicant hereby furnishes to the Commission its GIA in accordance with the requirements of K.S.A. § 66-101c. Applicant hereby files its LADC Tariff and requests that the Commission enter an Order finding that the rate contained therein is just and reasonable and approving the Tariff as proposed, and for such other and further relief as may be just, equitable and proper.

Respectfully submitted,



Glenda Cafer (#13342)
(785) 271-9991
Terri Pemberton (#23297)
(785) 232-2123

CAFER LAW OFFICE, L.L.C.
3321 SW 6th Avenue
Topeka, Kansas 66606
(785) 233-3040 facsimile
glenda@caferlaw.com
terri@caferlaw.com

COUNSEL FOR PIONEER ELECTRIC

EXHIBIT A

**CONTAINS CONFIDENTIALLY
DESIGNATED COMMERCIAL BUSINESS
INFORMATION**

THE STATE CORPORATION COMMISSION OF KANSAS

Index No. _____

Pioneer Electric Cooperative, Inc.
(Name of Issuing Utility)

Schedule: LADC-13

Original Schedule Sheet 1

Limited to Interconnection of Abengoa Bioenergy Biomass of Kansas, LLC,
Near Hugoton, Kansas

(Territory to which schedule is applicable)

No supplement or separate understanding shall modify the tariff as shown hercon.

Sheet 1 of 2 Sheets

LOCAL ACCESS DELIVERY CHARGE

AVAILABILITY

For transmission delivery service for customers over Pioneer Electric's 69 kV transmission system.

CHARACTER OF SERVICE

Alternating current, 60 cycles, at the voltage and phase of the Cooperative's established transmission system most available to the location of the Customer. For purposes of this Schedule, the transmission system refers to facilities of the Cooperative that are 69 kV and larger. Customer will comply with IEEE 519 standards with regards to harmonics.

MONTHLY RATE

Demand Charge @ \$1.39 per kW.

MONTHLY BILLING DEMAND

When service is provided in association with network service, the Monthly Billing Demand shall be defined as the Customer's kilowatt contribution to the maximum hourly demand coincident with Pioneer Electric's monthly 69kV Local Access Delivery System peak in the billing month, as measured at the low side of the delivery point. For other local access service (including, but not limited to, point-to-point transmission service requiring local access service and service reservations), Monthly Billing Demand shall be the greater of the Customer's service request or actual maximum monthly demand.

LOSSES

Due to limited facilities required to serve interconnecting Customer, no losses associated with Local Access Delivery service are imputed. If losses are later calculated by Cooperative, associated with serving the Local Access Delivery customer, the Customer is responsible for replacing losses associated with all transmission service as calculated by Pioneer Electric or paying Pioneer Electric for the Real Power Losses at Pioneer Electric's wholesale rate.

Issued July 24 2013
Month Day Year

Effective Upon Commission Approval
Month Day Year

By [Signature] CEO
Signature Title

THE STATE CORPORATION COMMISSION OF KANSAS

Index No. _____

Pioneer Electric Cooperative, Inc.
(Name of Issuing Utility)

Schedule: LAC-13

Original Schedule _____ Sheet 2

Limited to Interconnection of Abengoa Bioenergy Biomass of Kansas, LLC,
Near Hugoton, Kansas

(Territory to which schedule is applicable)

No supplement or separate understanding
shall modify the tariff as shown hereon.

Sheet 2 of 2 Sheets

PAYMENT

In accordance with "Section 4 – Standards on Delayed Payment Charges" of the Cooperatives board-approved Rules and Regulations.

TERMS AND CONDITIONS

Service will be rendered under Cooperative's Rules and Regulations as approved by the Board of Trustees or as filed with the Kansas Corporation Commission, if applicable.

Issued July 24 2013
Month Day Year

Effective Upon Commission Approval
Month Day Year

By  CEO
Signature Title

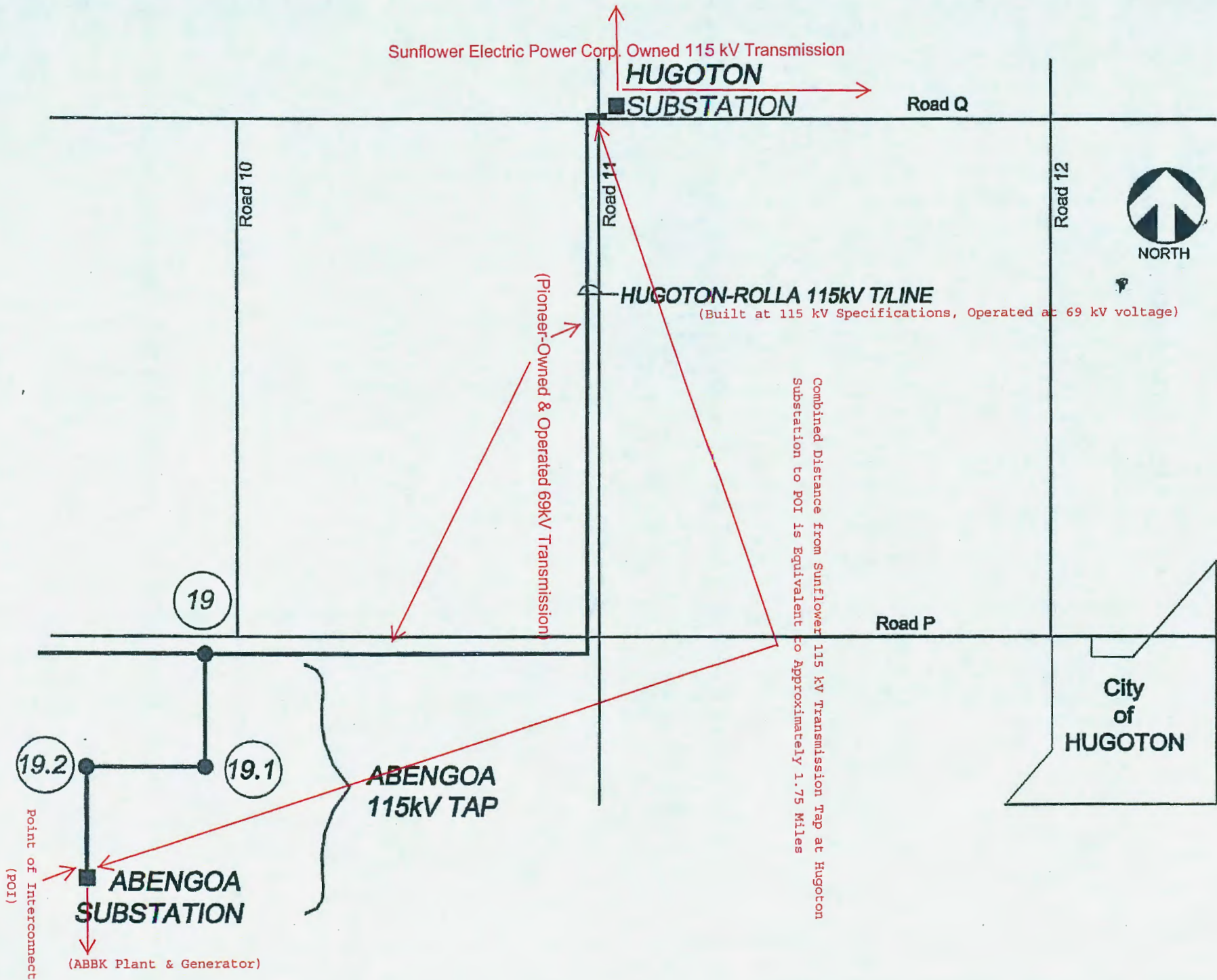


EXHIBIT C

EXHIBIT C
AERIAL VIEW

Hugoton Substation

Rd 11

Rd 10

ABBK PDJ & Plant

©2013 Google

Google

Imagery Date: 10/6/2013 lat 37.190317° lon -101.376394° elev 3134 ft

1991

