

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Before Commissioners: Susan M. Seltsam  
F.S. Jack Alexander  
Rachel C. Lipman

Western Resources, Inc.,  
Complainant

v.

Kansas Pipeline Partnership, L.P. and  
Kansas Natural Partnership, L.P.,  
Respondents

)  
)  
) Docket No. 191,842-U  
) 95-WSRC 290-COM  
)  
)

Exhibit No. 21  
Date 9-6-01 Case No. Gm-2001-585  
Reporter KF

ORDER OF DISMISSAL

NOW, on this 14 day of MARCH, 1995, there comes on before this Commission the Joint Motion for Dismissal of Western Resources, Inc. (WRI), Kansas Pipeline Partnership (KPP) and Kansas Natural Partnership (KNP), requesting the Commission to dismiss the Complaint in the above-captioned docket.

WRI filed its Complaint and Request for Emergency Show Cause Order on December 28, 1994, seeking an order to show cause and other relief with respect to certain issues raised in the Complaint. KPP and KNP have acknowledged that WRI intended to name them as Respondents, despite the misnomer, in the Complaint.

On January 5, 1995, United Cities Gas Company (United Cities) filed its Motion for Intervention. The Commission finds that the Intervention should be, and hereby is, granted.

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Since the filing of the Complaint, WRI and the Respondents have negotiated and exchanged information, and advise the Commission they have now resolved all issues raised in the Complaint to their mutual satisfaction. The parties now request that the Commission dismiss the Complaint. Staff has made an independent investigation of the issues raised in the Complaint and recommended that the Commission dismiss this Complaint as well. Staff has indicated that based upon its evaluation of the physical capacity of KPP and KNP, the system, as currently configured, is adequate to deliver the current volumes contracted for by WRI. Further, staff has reviewed the gas supply contracts of KPP and KNP and concluded that, at the present time, Respondents have under contract sufficient supplies of gas to meet their contract demand with WRI.

The Commission finds that, since WRI, KPP and KNP have resolved all issues raised by the Complaint, and there being no objections, there are no further issues for the Commission to consider. Therefore, it is appropriate to grant the Joint Motion to Dismiss.

IT IS, THEREFORE, BY THE COMMISSION IT IS ORDERED:

The Complaint and Request for Emergency Show Cause Order filed by Western Resources, Inc. in the matter should be, and is hereby, dismissed.

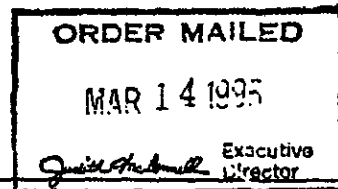
The parties have fifteen (15) days from the date of this Order, plus an additional three (3) days, if service of this Order is by mail, to file for reconsideration regarding the decision herein.

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

BY THE COMMISSION IT IS SO ORDERED:

Seltsam, Chr.; Alexander, Com.; Lipman, Com.

Dated: MAR 14 1995



Judith McConnell  
Executive Director