

**IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF KANSAS**

SUNFLOWER ELECTRIC POWER CORPORATION,)	
)	
Plaintiff,)	
)	
v.)	Case No. 08-2575-EFM-DWB
)	
MARK PARKINSON, in his official capacity as)	
Governor of the State of Kansas,)	
THE OFFICE OF THE LT. GOVERNOR, in his)	
official capacity as Lt. Governor of the State of)	
Kansas, and)	
RODERICK L. BREMBY, in his official capacity as)	
Secretary of the Kansas Department of Health)	
and Environment,)	
)	
Defendants.)	

SUNFLOWER’S NOTICE OF DISMISSAL WITH PREJUDICE

Plaintiff, Sunflower Electric Power Corporation (“Sunflower”), pursuant to Fed. R. Civ. P. 41(a)(1), hereby dismisses this action, with prejudice to the bringing of another action based upon the facts alleged herein, for the reason that the parties have agreed to the dismissal of this action with prejudice, each party to bear its own attorneys’ fees and costs.

DATED: May 7, 2009

Respectfully submitted,

/s/ W.C. Blanton

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Sunflower's Notice Of Dismissal With Prejudice** was filed with the clerk by CM/ECF this 7th day of May, 2009, which will send electronic notification to:

Tim J. Riemann
Assistant Attorney General
Office of Attorney General Steve Six
120 SW 10th Avenue, 2nd Floor
Topeka, Kansas 66612-1597

/s/ Derek Teeter
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