

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of Kansas City	)	
Power and Light Company for Approval to Make	)	<b><u>Case No. ER-2009-0089</u></b>
Certain Changes in its Charges for Electric	)	Tariff No. JE-2009-0192
Service to Continue the Implementation of its	)	
Regulatory Plan	)	

**ORDER EXCUSING PARTY  
FROM STIPULATION HEARING**

Issue Date: May 21, 2009

Effective Date: May 21, 2009

The Commission has scheduled a stipulation hearing for June 8, 2009, to commence at 11:00 a.m. On May 20, 2009, Trigen-Kansas City Energy Corporation (“Trigen”) filed a request to be excused from attending the hearing. Trigen is not a signatory to either of the two stipulations filed in this case, but they did not oppose or object to the agreements. Trigen represents that it has nothing to contribute to the hearing, and counsel further states that he will be involved in a Board of Directors meeting the day of the hearing and will be unable to attend.

The Commission recognizes that not all of the parties were signatories to the two stipulations and agreements. Also, some parties may no longer have issues they wish to address in this matter and may not desire to participate in the stipulation hearing. The Commission finds Trigen’s request to be reasonable and shall grant it. Having excused its attendance, Trigen shall not be penalized or dismissed for failing to appear. By not attending, Trigen is waiving its rights to make objections and arguments, or to cross-examine any witnesses that may present testimony at the stipulation hearing.

**THE COMMISSION ORDERS THAT:**

1. Trigen-Kansas City Energy Corporation's "Request to be Excused from Stipulation Hearing" is granted.
2. This order shall become effective immediately upon issuance.

**BY THE COMMISSION**



**Colleen M. Dale  
Secretary**

( S E A L )

Harold Stearley, Senior Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 21st day of May, 2009.