

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

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TRANSCRIPT OF PROCEEDINGS  
Status Conference  
December 2, 2010  
Jefferson City, Missouri  
Volume 5

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In The Matter Of The Application )  
Of Kansas City Power And Light )  
Company For Approval To Make )  
Certain Changes In Its Charges ) Case No. ER-2010-0355  
For Electric Service To Continue )  
The Implementation Of Its )  
Regulatory Plan )

RONALD D. PRIDGIN, Presiding  
SENIOR REGULATORY LAW JUDGE

NANCY DIPPELL, Presiding  
DEPUTY CHIEF REGULATORY LAW JUDGE.

REPORTED BY:  
Lisa Banks, CCR No. 1081  
TIGER COURT REPORTING, LLC

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A P P E A R A N C E S

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2 Mr. Robert Wagner  
3 9005 North Chatham  
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1 JUDGE PRIDGIN: Good afternoon. We're on  
2 the record. This is the monthly status conference in Cases  
3 No. ER-2010-0355 and 0356. I have parties participating  
4 over the telephone as well.

5 Mr. Lumley, Mr. Wagner are you able to hear  
6 me all right?

7 MR. LUMLEY: Yes.

8 MR. WAGNER: Yes.

9 JUDGE PRIDGIN: All right. Very good. If I  
10 could entries of appearance from counsel, please. And  
11 let's begin with the company, please.

12 MR. FISCHER: Yes. Representing Kansas City  
13 Power and Light and KCPL Greater Missouri Operations  
14 Company, let the record reflect the appearance of James M.  
15 Fischer of Fischer and Dority, PC. Our address is 101  
16 Madison Street, Suite 400, Jefferson City, Missouri, 65101.

17 JUDGE PRIDGIN: Mr. Fischer, thank you.  
18 On behalf of the Staff of the Commission,  
19 please.

20 MS. OTT: On behalf of the Staff, Jaime Ott,  
21 P.O. Box 360, Jefferson City, Missouri, 65102.

22 JUDGE PRIDGIN: Ms. Ott, thank you.  
23 On behalf of the Office of Public Counsel,  
24 please.

25 MR. MILLS: On behalf of the Office of

1 Public Counsel and the public, my name is Lewis Mills. My  
2 address is Post Office Box 2230, Jefferson City, Missouri,  
3 65102.

4 JUDGE PRIDGIN: Mr. Mills, thank you.

5 And Mr. Cooper, I'm sorry. You're client is  
6 Empire?

7 MR. COOPER: MGE.

8 JUDGE PRIDGIN: MGE. Excuse me. I'm sorry.  
9 Go ahead.

10 MR. COOPER: Dean L. Cooper, P.O. Box 456,  
11 Jefferson City, Missouri, 65102 on behalf of Southern Union  
12 Company, doing business as Missouri Gas Energy.

13 JUDGE PRIDGIN: And Mr. Lumley, your client  
14 is Dogwood?

15 MR. LUMLEY: That's correct, Judge.

16 JUDGE PRIDGIN: Okay. Do you have an entry?

17 MR. LUMLEY: Carl Lumley appearing on behalf  
18 of Dogwood Energy, LLC.

19 JUDGE PRIDGIN: Okay. Thank you.

20 Mr. Wagner?

21 MR. WAGNER: This is Robert Wagner, pro se  
22 intervenor. Address 9005 N. Chatham --

23 (Telephone interruption.)

24 MR. WAGNER: KCMO, 64154.

25 JUDGE PRIDGIN: All right. Mr. Wagner,

1 thank you. I'm wondering if someone just joined us.

2 Did somebody just join the conference call?

3 MR. BRUDER: Yes. This is Perry Bruder,  
4 U.S. Department of Energy. Thank you.

5 JUDGE PRIDGIN: Okay. Mr. Bruder. Thank  
6 you. If you could briefly enter your appearance, please.

7 MR. BRUDER: Sure. Arthur Perry Bruder,  
8 attorney for the United States Department of Energy, 1000  
9 Independence Avenue Southwest, Washington, D.C., 20585.

10 JUDGE PRIDGIN: Mr. Bruder, thank you.

11 Is there anyone else who wishes to enter an  
12 appearance?

13 All right. Hearing none, I don't know that  
14 I have any issues. And especially because there's a local  
15 public hearing tonight in Kansas City, I want to be as  
16 brief as possible to allow people to travel if they're  
17 going to the hearing.

18 Is there anything that the parties wish to  
19 bring to my attention?

20 MS. OTT: Judge, Staff just wants to let  
21 everyone know we will be filing a response to KCPL's  
22 November 30th motion -- or request for reconsideration in  
23 the next couple of days.

24 JUDGE PRIDGIN: Okay. All right.

25 MS. OTT: As well as we have identified a

1 few other data requests in which we will want to present to  
2 the special master. We'll do a filing for that as well.

3 JUDGE PRIDGIN: Okay. Ms. Ott, thank you.

4 Let me again ask: Is there anything else  
5 the parties want to bring to my attention.

6 And I'm a little hesitant to, I guess, make  
7 a decision today, but -- especially because we have so few  
8 parties here -- but again, that kind of brings me to my  
9 point: Our participation in these monthly status  
10 conferences is just really starting to drop off. And I  
11 don't know if there is necessarily a need for the -- to do  
12 the one that's in January.

13 It's my inclination to maybe issue a notice  
14 later in the month and announce that I would consider  
15 cancelling the monthly status conference scheduled for  
16 January unless the parties feel it was necessary. And  
17 that's just my -- I don't know if the parties have any  
18 strong feelings one way or the other.

19 We're having fewer and fewer of these  
20 people, you know -- fewer and fewer parties participate and  
21 it leaves me to believe that there's really nothing that we  
22 need to be doing in these conferences.

23 But I don't know if the parties have  
24 anything to mention one way or the other?

25 MR. FISCHER: Judge, we'll be getting ready

1 for the hearing at that point, so -- unless we've settled.  
2 I don't know that you'd need to have that.

3 JUDGE PRIDGIN: well, what I'll probably do  
4 just to be certain is make sure that counsel who didn't  
5 come to today's session have a chance to know about this in  
6 case there's something that they would want to discuss at a  
7 January conference. And I'll probably just issue a notice  
8 in the case and say unless somebody has something they want  
9 to bring up, I would consider cancelling the one that's set  
10 for January.

11 Is there anything further from counsel or  
12 Judge Dippell? Anything?

13 All right. Hearing nothing, we will go off  
14 the record. That concludes the monthly status conference  
15 in Cases No. ER-2010-0355 and 0356. Thank you.

16 (The conference was concluded.)

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CERTIFICATE OF REPORTER

I, Lisa M. Banks, CCR within and for the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; the testimony of said witness was taken by me to the best of ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further, that I am not a relative employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the of the action.

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Lisa M. Banks, CCR

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