

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Joint Application of Great Plains)
Energy Incorporated, Kansas City Power & Light)
Company, and Aquila, Inc., for Approval of the Merger)
of Aquila, Inc., with a Subsidiary of Great Plains)
Energy Incorporated and for Other Related Relief.)

Case No. EM-2007-0374

ORDER REGARDING LATE-FILED AND LATE-OFFERED EXHIBITS

Issue Date: May 12, 2008

Effective Date: May 12, 2008

During the course of the hearing in this matter the Regulatory Law Judge issued instructions regarding the late-filing and late-offering of certain exhibits. On May 8, 2008, Counsel for the City of Independence ("Counsel" or "Independence"), by electronic mail, clarified to the parties that Exhibits 1301, 1302, 1303 and 1304 were prefiled as part of the testimony of its witnesses, Paul Mahlberg and Mark Volpe. Consequently, these exhibits were, in fact, offered and received into evidence without objection during the hearing. In that same e-mail, Counsel stated:

Also appended to Mr. Volpe's testimony is Applicants' response to Independence Data Request No. 2-8. I see now that this data response request, while pre-filed as part of Mr. Volpe's prepared testimony, was not listed on our Exhibit List.

I respectfully offer this Exhibit for admission into the record and propose that it be identified as Exhibit No. 1306, if that exhibit number has not been assigned to another exhibit. If that number is not available, perhaps it would be convenient to identify this as Exhibit No. 1305A, unless Your Honor prefers to simply use the next available exhibit number. However numbered, the City respectfully requests that this Exhibit be received into evidence. Although this document was not separately listed on the Exhibit List, it was pre-filed as part of Mr. Volpe's testimony, and thus should be treated pursuant to the parties' agreement permitting all pre-filed testimony to be made part of the record in exchange for their waiver of cross-examination among such parties.

The Commission officially denominates the Applicants' Response to Independence Data Request No. 2-8 as Exhibit 1306 and shall treat Independence's e-mail as a motion to late-offer this exhibit into the record. The parties shall have an opportunity to respond to this offering as directed in the ordered paragraphs below.

Additionally, on May 9, 2008, the City of Kansas City late-filed an exhibit, at the Commission's request, marked as Exhibit 404. Again the parties shall be afforded an opportunity to respond.

IT IS ORDERED THAT:

1. Any party wishing to respond to the City of Independence's late-offered Exhibit No. 1306, shall file said response with the Commission no later than 5:00 p.m., on Monday, May 19, 2008.

2. Any party wishing to respond to the City of Kansas City's late-filed Exhibit No. 404, shall file said response with the Commission no later than 5:00 p.m., on Monday, May 19, 2008.

3. This order shall become effective on May 12, 2008.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

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

Dated at Jefferson City, Missouri,
on this 12th day of May, 2008.