

Missouri Public Service Commission  
Adjudication Division - Data Center  
P.O. Box 360  
Jefferson City, Missouri 65102-0360

MO 419-2651 (9-01)

WAA

Charles Stewart  
4603 John Garry Drive, Suite 11  
Columbia, MO 65203

FILED<sup>3</sup>

NOV 19 2009

Missouri Public  
Service Commission

65203+6520360360  
6520360360

FIRST CLASS

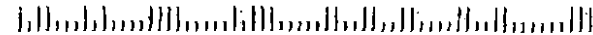


UNITED STATES POSTAGE  
EAGLE  
PITNEY BOWES  
02 1A \$ 00.44<sup>0</sup>  
0004330587 NOV 02 2009  
MAILED FROM ZIP CODE 65109

NIXIE 631 5C 1 00 11/14/09

RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSED  
UNABLE TO FORWARD

BC: 65102036060 \*1729-02176-02-42



**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  
Certain Changes in its Charges for Electric  
Service to Continue the Implementation of its  
Regulatory Plan

)  
)  
) **File No. ER-2009-0089**  
)  
)

**ORDER DIRECTING FILING**

Issue Date: November 2, 2009

Effective Date: November 2, 2009

On October 30, 2009, the Commission's Staff filed a motion to compel the production of documents. The motion generically refers to documents referenced in Staff's Data Request 0631, which are invoices requested in association with the prudence review of environmental upgrades to Iatan I.

On September 14 and 16, 2009, the Regulatory Law Judge held a discovery conference with the parties concerning some 1300 plus pages of invoices, some with redactions. During that conference, Kansas City Power and Light Company waived certain claims of privilege and the RLJ found the remaining asserted privileges appropriate.

Because of the volume of materials encompassed and because of Staff's generic reference to the documents at issue, the Commission will be unable to adequately evaluate Staff's motion to compel. Consequently, the Commission will direct clarification from its Staff regarding which documents remain in dispute and will set a deadline for responses.

**THE COMMISSION ORDERS THAT:**

1. No later than November 9, 2009, the Staff of the Missouri Public Service Commission shall file a pleading outlining, with particularity, the invoice numbers and the page and line numbers of redactions in the documents that remain in dispute.

2. No later than November 19, 2009, Kansas City Power and Light Company shall provide the regulatory law judge a copy of the pages of the invoices identified, with particularity, by the Staff of the Missouri Public Service Commission. The copies shall highlight the redacted portions so that the redacted material is visible to the Commission. These documents shall not be filed in the docket and shall be designated highly confidential.

3. No later than November 19, 2009, Kansas City Power and Light Company shall file a response to the motion to compel, identifying the privilege being raised for each item redacted from the invoices at issue and any other defenses to the motion.

4. This order shall become effective immediately upon issue.

**BY THE COMMISSION**

(SEAL)



Steven C. Reed  
Secretary

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

Dated at Jefferson City, Missouri,  
on this 2nd day of November, 2009.

**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 2<sup>nd</sup> day of November 2009.



A handwritten signature in black ink, appearing to read "Steven C. Reed", is written over a horizontal line.

**Steven C. Reed**  
**Secretary**

# MISSOURI PUBLIC SERVICE COMMISSION

November 02, 2009

File No. ER-2009-0089

General Counsel's Office  
P.O. Box 360  
200 Madison Street, Suite 800  
Jefferson City, MO 65102

Lewis R. Mills, Jr.  
P.O. Box 2230  
200 Madison Street, Suite 650  
Jefferson City, MO 65102

**Carondelet Health**  
James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**Carondelet Health**  
Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Carondelet Health**  
Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Children's Mercy Hospitals and Clinics**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210  
**City of Kansas City, Missouri**  
Mark Comley  
601 Monroe Street., Suite 301  
P.O. Box 537  
Jefferson City, MO 65102-0537

**Children's Mercy Hospitals and Clinics**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362  
**Crittenton Children's Center**  
Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Children's Mercy Hospitals and Clinics**

Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Crittenton Children's Center**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**Crittenton Children's Center**  
Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Empire District Electric Company, The**  
Diana Carter  
312 E. Capitol Avenue  
P.O. Box 456  
Jefferson City, MO 65102

**Empire District Electric Company, The**  
James Swearngen  
312 East Capitol Avenue  
P.O. Box 456  
Jefferson City, MO 65102

**Federal Executive Agencies**  
Arthur Bruder  
1000 Independence Ave. SW  
Washington, DC 20585

**Federal Executive Agencies**  
Lewis Campbell  
P.O. Box 51508  
Albuquerque, NM 87181-1508

**Federal Executive Agencies**  
Mark Comley  
601 Monroe Street., Suite 301  
P.O. Box 537  
Jefferson City, MO 65102-0537

**HCA Midwest Health System**  
Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**HCA Midwest Health System**  
James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**HCA Midwest Health System**  
Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Kansas City Power & Light Company**  
William Riggins  
P.O. Box 418679  
Kansas City, MO 64141-9679

**Kansas City Power & Light Company**  
Curtis Blanc  
P.O. Box 418679  
Kansas City, MO 64141-9679

**Kansas City Power & Light Company**  
James Fischer  
101 Madison Street, Suite 400  
Jefferson City, MO 65101

**Kansas City Power & Light Company**  
Karl Zobrist  
4520 Main Street, Suite 1100  
Kansas City, MO 64111

**Kansas City Power & Light Company**  
Larry Dority  
101 Madison, Suite 400  
Jefferson City, MO 65101

**Kansas City Power & Light Company**  
Roger Steiner  
4520 Main Street, Suite 1100  
Kansas City, MO 64111

**Kansas City Power & Light Company**  
Victoria Schatz  
P.O. Box 418679  
Kansas City, MO 64141-9679

**Kansas City Power & Light Company**  
Charles Hatfield  
230 W. McCarty Street  
Jefferson City, MO 65101-1553

**KCP&L Greater Missouri Operations Company**  
William Riggins  
P.O. Box 418679  
Kansas City, MO 64141-9679

**KCP&L Greater Missouri Operations Company**

Roger Steiner  
4520 Main Street, Suite 1100  
Kansas City, MO 64111

**KCP&L Greater Missouri Operations Company**

Karl Zobrist  
4520 Main Street, Suite 1100  
Kansas City, MO 64111

**KCP&L Greater Missouri Operations Company**

Curtis Blanc  
P.O. Box 418679  
Kansas City, MO 64141-9679

**KCP&L Greater Missouri Operations Company**

James Fischer  
101 Madison Street, Suite 400  
Jefferson City, MO 65101

**Midwest Energy Users' Association**

David Woodsmall  
428 E. Capitol Ave., Suite 300  
Jefferson City, MO 65101

**Midwest Energy Users' Association**

Stuart Conrad  
3100 Broadway, Suite 1209  
Kansas City, MO 64111

**Missouri Department of Natural Resources**

Shelley Woods  
P.O. Box 899  
Jefferson City, MO 65102-0899

**Missouri Gas Energy**

Diana Carter  
312 E. Capitol Avenue  
P.O. Box 456  
Jefferson City, MO 65102

**Missouri Industrial Energy Consumers**

Diana Vuylsteke  
211 N. Broadway, Suite 3600  
St. Louis, MO 63102

**Missouri Joint Municipal Electric Utility Commission**

Douglas Healy  
939 Boonville Suite A  
Springfield, MO 65802

**Missouri Joint Municipal Electric Utility Commission**

Duncan Kincheloe  
1808 I-70 Dr. SW  
Columbia, MO 65203

**National Nuclear Security Administration (NNSA) - K.C. Plant**

Arthur Bruder  
1000 Independence Ave. SW  
Washington, DC 20585

**National Nuclear Security Administration (NNSA) - K.C. Plant**

Mark Comley  
601 Monroe Street., Suite 301  
P.O. Box 537  
Jefferson City, MO 65102-0537

**North Kansas City Hospital**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**North Kansas City Hospital**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**North Kansas City Hospital**

Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Praxair, Inc.**

David Woodsmall  
428 E. Capitol Ave., Suite 300  
Jefferson City, MO 65101

**Praxair, Inc.**

Stuart Conrad  
3100 Broadway, Suite 1209  
Kansas City, MO 64111

**Research Medical Center**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**Research Medical Center**

Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Research Medical Center**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Research Psychiatric Center**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Research Psychiatric Center**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**Research Psychiatric Center**

Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Saint Luke's Cancer Institute**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**Saint Luke's Cancer Institute**

Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Saint Luke's Cancer Institute**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Saint Luke's Health System**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**Saint Luke's Health System**

Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Saint Luke's Health System**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Saint Luke's Hospital of Kansas City**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Saint Luke's Hospital of Kansas City**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**Saint Luke's Hospital of Kansas City**

Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Saint Luke's Northland Hospital -  
Barry Road Campus**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**St. Joseph Medical Center**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**Union Electric Company**

James Lowery  
111 South Ninth St., Suite 200  
P.O. Box 918  
Columbia, MO 65205-0918

**United States Department of Energy**

Arthur Bruder  
1000 Independence Ave. SW  
Washington, DC 20585

**Saint Luke's Northland Hospital -  
Barry Road Campus**

Constance Shidler  
750 Commerce Plaza  
7400 W. 110th Street  
Overland Park, KS 66210

**St. Joseph Medical Center**

James Zakoura  
750 Commerce Plaza II  
7400 West 110th Street  
Overland Park, KS 66210-2362

**Union Electric Company**

Thomas Byrne  
1901 Chouteau Avenue  
P.O. Box 66149 (MC 1310)  
St. Louis, MO 63166-6149

**United States Department of Energy**

Lewis Campbell  
P.O. Box 51508  
Albuquerque, NM 87181-1508

**St. Joseph Medical Center**

Neil Sader  
4739 Belleview Avenue, Suite 300  
Kansas City, MO 64112-1364

**Trigen-Kansas City Energy  
Corporation**

Diana Vuylsteke  
211 N. Broadway, Suite 3600  
St. Louis, MO 63102

**United States Department of Energy**

Mark Comley  
601 Monroe Street., Suite 301  
P.O. Box 537  
Jefferson City, MO 65102-0537

***Enclosed find a certified copy of an ORDER in the above-numbered matter(s).***

***Sincerely,***



**Steven C. Reed  
Secretary**