

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

In the matter of Aquila, Inc. d/b/a)	
Aquila Networks-L&P, for authority)	
to file tariffs changing the steam)	HR-2007-0028
Quarterly Cost Adjustment for service)	
provided to customers in the Aquila)	
Networks-L&P service territory.)	
)	
In the matter of Aquila, Inc. d/b/a)	
Aquila Networks-L&P, for authority)	
to file tariffs changing the steam)	HR-2007-0399
Quarterly Cost Adjustment for service)	
provided to customers in the Aquila)	
Networks-L&P service territory.)	

**KCP&L GREATER MISSOURI OPERATIONS COMPANY’S
RESPONSE TO ORDER DIRECTING FILING**

COMES NOW KCP&L Greater Missouri Operations Company (“GMO” or “Company”), pursuant to 4 CSR 240-2.080, and submits its Response To Order Directing Filing issued by the Commission on January 29, 2010. In support of its response, GMO respectfully states as follows:

1. On January 29, 2010, the Commission issued its Order Directing Filing (“Order”) which ordered that any party wishing to respond to its order should do so no later than February 8, 2010. In its Order, the Commission stated as follows:

It is the Commission’s preference that this complaint be a separate case and be given a complaint number. Understanding, however, that “behind the scenes” of the Commission’s Docket Sheet for these cases there may be work papers, data requests, and so forth that the Commission and the Regulatory Law Judge are not aware of, the Commission is asking for the parties’ opinions and preferences as to whether these cases should be one separate complaint case, remain as the individual “HR” cases, or be consolidated into one of the existing “HR” cases. The parties may express their preference and the reasons therefore as directed below.

2. GMO agrees with the Commission that the Complaint filed by Ag Processing (“Ag Processing Complaint”) on January 28, 2010 should be processed through a separate case

and given a complaint number. In fact, the GMO tariffs attached to the Ag Processing Complaint (Original Sheet 6.4, Appendix A, page 9 of 10) clearly states that any complaint for the purpose of pursuing a prudence review should utilize “the existing complaint process.”¹

3. The “existing complaint process” refers to the Commission’s process codified in 4 CSR 240-2.070 for processing formal complaints. As the Commission order notes, Case No. HR-2007-0028 and HR-2007-0039 relate to the two annual rate adjustment periods for the Quarterly Cost Adjustment mechanism for steam fuel costs. It is GMO’s understanding that Staff will be completing its analysis of the Company’s QCA filings in Case No. HR-2007-0028 and HR-2007-0039. These adjustments will affect all of GMO’s steam customers, and should proceed forward independently from the Ag Processing Complaint.

4. GMO believes that there is no legal basis for Ag Processing’s Complaint. However, GMO recently exercised its right to give notice of its intention to terminate a special contract with Ag Processing, effective April, 2010. The Company does not believe it is fair or appropriate for its other steam heating customers to be adversely impacted by a delay in the processing of Case Nos. HR-2007-0028 and HR-2007-0039 merely to promote the special interests of the Complainant Ag Processing. By consolidating the Complaint with Case Nos. HR-2007-0028 and HR-2007-0039, GMO believes that the QCA reviews are likely to be delayed, and the final rates for these QCA periods will not be resolved for some extended period, to the detriment of GMO’s other steam customers.

WHEREFORE, GMO respectfully requests that the Commission proceed with its stated preference that the Complaint filed by Ag Processing should be docketed as a separate

¹ Paragraph 8 of Original Sheet No. 6.4 states in part: “Any customer or group of customers may make application to initiate a complaint for the purpose of pursuing a prudence review by use of the existing complaint process.”

case, given a separate case number, and proceed to resolution independently from Case Nos. HR-2007-0028 and HR-2007-0399, and that the Commission grant such other and further relief as it deems just and reasonable.

Respectfully submitted,

/s/ James M. Fischer

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was served either by electronic mail or by first class mail, postage prepaid, on this 8th day of February, 2010, upon counsel for all parties of record.

/s/ James M. Fischer

James M. Fischer