

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

In the Matter of KCP&L Greater Missouri Operations)	
Company's Application for Approval of Demand-Side)	
Programs and For Authority to Establish A Demand-Side)	Case No. EO-2012-0009
Programs Investment Mechanism)	

**KCP&L GREATER MISSOURI OPERATIONS COMPANY'S OPPOSITION
TO REQUESTS FOR INTERVENTION**

COMES NOW KCP&L Greater Missouri Operations Company ("GMO"), pursuant to the Missouri Public Service Commission's ("Commission") *Order Directing Filing* issued January 19, 2012, respectfully states as follows:

I. STANDARD FOR INTERVENTION

1. Under 4 C.S.R. 240-2.075(3), the Commission may grant a motion to intervene if 1) the proposed intervenor has an interest which is different from that of the general public and which may be adversely affected by a final order arising from the case; or 2) granting the proposed intervention would serve the public interest.

II. RESPONSE TO AG PROCESSING INC.

2. On December 22, 2011, GMO filed the above referenced Application which requests the Commission approve its demand-side programs and authority to establish a demand-side investment mechanism that will include cost recovery of demand-side program costs, a portion of the net shared benefits, lost revenues and an incentive mechanism.

3. On January 13, 2012, Ag Processing Inc. ("AGP") filed an Application to Intervene in the above referenced case. AGP is a customer of GMO.

4. Section 7 of The Missouri Energy Efficiency Investment Act ("MEEIA") codified at Section 393.1075, RSMo. Cum. Supp. 2010, gives large customers the option not to participate in demand-side measures offered by an electric utility. If a company makes this

“opt-out” election, none of the costs of demand-side measures of an electric utility are to be assigned to the account of the customer.

5. On September 21, 2011, AGP sent an “opt-out” letter to GMO. GMO filed this letter with the Commission on October 14, 2011 and the Commission assigned the filing number BDSA-2012-0167 to the filing.

6. Because AGP has opted out of participating in GMO’s demand-side programs and is not paying for the costs of the programs, GMO does not believe that AGP has an interest different than that of the general public. This docket will establish the demand-side programs and cost recovery for those programs. Since AGP is not participating in those programs, it does not have an interest in the establishment and funding of those programs and the establishment of demand-side programs by Commission order will not have an adverse impact on AGP.

III. RESPONSE TO MISSOURI INDUSTRIAL ENERGY CONSUMERS

7. On January 13, 2012, an entity called Missouri Industrial Energy Consumers (“MIEC”) filed an Application to Intervene in the above referenced case. The Application indicated that MIEC is a Missouri corporation representing large industrial energy consumers but does not list any of the companies that MIEC represents. GMO is unable to discern if any of the members of MIEC are customers of GMO.

8. As discussed above, GMO is concerned with participation in this docket of companies that have opted out of GMO’s demand-side programs. GMO does not believe that such companies have an interest in the proceeding that is different than the general public and that can be adversely affected by Commission order.

9. MIEC makes the unsupported statement that “intervention by the MIEC will serve the public interest by assisting the Commission’s record for decision in this case.” But since the

identity if the MIEC clients is not known, the extent of those entities experience with demand-side programs is not known as well.

10. GMO requests that the Commission order MIEC to provide the names of the companies it represents so that a determination can be made if those companies have an interest in this case or expertise in demand-side programs.

WHEREFORE, GMO respectfully requests that the Commission issue an order 1) denying the intervention of AGP; 2) ordering MIEC to provide the names of the companies that it represents and such other relief as necessary.

Respectfully submitted,

/s/ Roger W. Steiner

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**ATTORNEYS FOR KCP&L GREATER
MISSOURI OPERATIONS COMPANY**

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand delivered, emailed or mailed, postage prepaid, on this 23rd day of January, 2012 to all parties of record.

/s/ Roger W. Steiner

Roger Steiner