

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of KCP&L Greater Missouri Operations)
Company for Authority to File Tariffs Changing the)
Steam Quarterly Cost Adjustment for Service Provided) **Case No. HR-2007-0028**
to Customers in the KCP&L Greater Missouri Operations)
Company Service Territory.)

In the matter of KCP&L Greater Missouri Operations)
Company for Authority to File Tariffs Changing the)
Steam Quarterly Cost Adjustment for Service Provided) **Case No. HR-2007-0399**
to Customers in the KCP&L Greater Missouri Operations)
Company Service Territory.)

ORDER DIRECTING FILING

Issue Date: January 29, 2010

Effective Date: January 29, 2010

On January 28, 2010, Ag Processing, Inc., filed a complaint¹ against KCP&L Greater Missouri Operations Company, f/k/a Aquila, Inc., d/b/a Aquila Networks-L&P. The complaint consists of two counts related to the two annual rate adjustment periods for the Quarterly Cost Adjustment mechanism for steam fuel costs. These two rate adjustment periods are for calendar years 2006 and 2007 and correspond to the two case numbers captioned above.

It was anticipated by the Commission that the two cases captioned above would not be completed until a prudence review and audit was completed for each calendar year. Up to this time, no such review by the Staff of the Missouri Public Service Commission has

¹ Ag Processing filed a single Complaint with two case captions in both File Nos. HR-2007-0028 and HR-2007-0399.

been completed but the Commission has no reason to believe that the reviews and audits will not be forthcoming.

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.

After a decision about the docketing procedure to be followed in these cases is set, a Notice of Complaint will be issued and a deadline for an answer or responses by GMO will be set. Thus, this complaint shall not fall under the Commission's usual ten-day response time for pleadings filed in a case.

THE COMMISSION ORDERS THAT:

1. No later than February 8, 2010, any party may respond to the Commission's docketing question as stated in the body of this order.
2. An answer and responses to the complaint filed on January 28, 2010, are not due until further order of the Commission.

3. This order shall become effective upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. C. Reed', written in a cursive style.

Steven C. Reed
Secretary

(S E A L)

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 29th day of January, 2010.