

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

In the Matter of Great Plains Energy Incorporated for)
Approval of its Acquisition of Westar Energy, Inc.) Case No. EM-2017-0226

**MECG PLEADING REGARDING THE
APPLICATIONS TO INTERVENE OF DOE AND KEPCO**

COMES NOW the Midwest Energy Consumer’s Group (“MECG”), and for its Pleading Regarding the Applications to Intervene of DOE and KEPCO, respectfully states as follows:

1. On March 1, 2017, the Kansas Electric Power Cooperative, Inc. (“KEPCO”) and the United States Department of Energy (“DOE”) filed their Applications to Intervene in this docket. On March 3, 2017, the Joint Applicants filed their responses in opposition to both of these applications to intervene. The Joint Applicants’ opposition to the applications to intervene of both KEPCO and DOE follows its unsuccessful opposition to the intervention of every party in the consolidated case (EE-2017-0113). Specifically, the Joint Applicants opposed the intervention of MECG; MIEC; Consumers’ Council of Missouri; Laborers’ International Union of North America; Renew Missouri; IBEW Local Unions 412, 1464 and 1613; City of Independence; Sierra Club; and Brightergy.

2. On February 2, 2017, the Joint Applicants, as part of the Missouri Energy Development Association, filed comments in the Commission’s pending rulemaking to modify its *ex parte* rules. There, the Joint Applicants stated:

The first principle that MEDA believes should be followed in the adoption of the proposed rules is the long-standing notion that **a vigorous and robust exchange of ideas and information is absolutely critical to the formulation of sound public policy.**

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The free exchange of information contemplated by the Missouri Legislature is absolutely essential if the Commission is to properly discharge its duties. If the

Commission is to effectively carry out its complex regulatory responsibilities on a reasonably well-informed basis, it must have input from the public, the advice of subject-matter experts on Staff and the views of customer groups and utilities that are directly affected by its decisions.

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This statutory endorsement of open and free communications that has been entrusted to the Commission's jurisdiction is part and parcel of the breadth and scope of the Commission's regulatory responsibilities and the tools the Commission needs to carry out those expansive responsibilities in a well-informed way.¹

3. Recognizing its previous support for the concept of “vigorous and robust exchange of ideas and information”, one necessarily wonders the motivation for the Joint Applicants’ desire, in both Case Nos. EE-2017-0113 and EM-2017-0226, to exclude every other party. Furthermore, given its acknowledged belief that such dialogue is “absolutely essential if the Commission is to properly discharge its duties”, one must question why the Joint Applicants are suddenly attempting to squelch such dialogue. As reflected in the recent hearing at the Kansas Corporation Commission, there are legitimate concerns underlying the GPE / Westar transaction. Clearly, the Joint Applicants, by squelching the exchange of ideas and information, hope to limit the Commission’s ability to hear from parties wanting to present these legitimate concerns. Given the obvious motivation underlying the Joint Applicants’ actions, the Commission should not only grant the applications to intervene of KEPCO and DOE, but the Commission should also question the Joint Applicants’ position regarding the detriments underlying this transaction.

WHEREFORE, MECG respectfully requests that the Commission grant the Applications to Intervene of KEPCO and DOE.

¹ *Comments of the Missouri Energy Development Association*, Case No. AX-2017-0128, filed February 2, 2017, at pages 2-3 (emphasis added).

Respectfully submitted,



David L. Woodsmall, MBE #40747
308 E. High Street, Suite 204
Jefferson City, Missouri 65101
(573) 636-6006 (telephone)
(573) 636-6007 (facsimile)
david.woodsmall@woodsmalllaw.com

ATTORNEY FOR THE MIDWEST ENERGY
CONSUMERS' GROUP

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by email, facsimile or First Class United States Mail to all parties by their attorneys of record as provided by the Secretary of the Commission.



David L. Woodsmall

Dated: March 7, 2017