

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

In the matter of the Joint Application)
Of Great Plains Energy Incorporated,)
Kansas City Power & Light Company)
and Aquila, Inc., for Approval of Merger)
of Aquila, Inc., with a Subsidiary of Great)
Plains Energy Incorporated and for Other)
Related Relief)

EM-2007-0374

**PETITION FOR LEAVE TO APPEAR *PRO HAC VICE*
OF PAUL N. JONES AND LEWIS O. CAMPBELL AND APPLICATION FOR
LATE INTERVENTION OF UNITED STATES DEPARTMENT OF ENERGY,
NATIONAL NUCLEAR SECURITY ADMINISTRATION AND FEDERAL
EXECUTIVE AGENCIES**

COME NOW, Paul N. Jones, Esq. and Lewis O. Campbell, and pursuant to 4 CSR 240-2.030 submits this Petition for Leave to Appear *Pro Hac Vice* (the "Petition") before the Public Service Commission of the State of Missouri (the "Commission") as attorneys for the United States Department of Energy ("DOE"), the United States Nuclear Security Administration ("NNSA") and all other affected Federal Executive Agencies ("FEA") (collectively "DOE/NNSA") and,

COMES NOW, the NNSA on behalf of itself, DOE and FEA and pursuant to 4 C.S.R. 240-2.075 and applies to intervene herein on behalf of DOE, NNSA and FEA and to become a party hereto for all purposes.

In support of this Petition and Application respectfully state,

1. Paul N. Jones is an attorney for the NNSA not admitted to practice before the courts of the State of Missouri but admitted to practice before the courts in the states of New Mexico, Texas, Massachusetts and Mississippi and also Washington D.C and has been in the active practice of law since 1999.

2. Paul N. Jones hereby certifies that no attorney for NNSA nor DOE is under suspension or disbarment by any of the courts of New Mexico, Texas, Massachusetts, Washington, D.C. or Mississippi.

3. Lewis O. Campbell is an attorney not admitted to practice before the courts of the State of Missouri but admitted to practice before the courts of the State of New Mexico and has been in the active practice of law in New Mexico since 1959.

4. Lewis O. Campbell is a sole practitioner and he does hereby certify that he is a member of the New Mexico Bar in good standing and is not under suspension or disbarment by any of the courts of New Mexico.

5. Attached hereto are receipts of the Clerk of the Supreme Court of the State of Missouri acknowledging receipt of \$100 for each Paul N. Jones and Lewis O. Campbell as required by Rule 601 (m) for Paul N. Jones and Lewis O. Campbell to appear in this case.

6. Paul N. Jones and Lewis O. Campbell hereby designate Mark W. Comley, of the firm of Newman, Comley & Ruth P.C. a member in good standing of the Missouri Bar, who has entered his appearance herein, as local representation.

7. NNSA is a separately organized agency of DOE created by the National Nuclear Security Administration Act, National Defense Authorization Act for Fiscal Year 2000, Pub. L. 106-65, div. C, title XXXII, Sec. 3211 et seq., Oct. 5, 1999, 113 Stat. 957, codified in Title 50 USC Section 2401 et seq. and various other titles.

8. On April 4, 2007 Great Plains Energy Incorporated, Kansas City Power & Light Company and Aquila, Inc filed a joint application for the approval of the merger of Aquila, Inc. with a subsidiary of Great Plains Energy Incorporated.

9. DOE/NNSA own and operate the NNSA Kansas City Site Office and facility located in Kansas City, Missouri.

10. DOE/NNSA is a large industrial electric customer of KCPL consuming approximately 156,000 MWhs of electric power annually at an annual cost approximating \$5.9 million. As such it may be materially and substantially affected by the merger contemplated by the herein Application.

11. FEA represents all federal executive agencies located in KCPL's and Aquila's service territories which purchase electricity from KCPL and Aquila. As such FEA may be materially and substantially affected by the merger contemplated by the herein Application.

12. DOE/NNSA is authorized by a grant of Delegation of Authority from the General Services Administration pursuant to Section 201 (a)(4) of the Federal Property and Administrative Services Act of 1948, as amended (49 U. S. C. 481 (a) (4)) to represent the customer interests of affected executive agencies of the federal government in this proceeding.

13. DOE/NNSA has intervened as an active party in many KCPL cases before this Commission in the past and recently was an intervenor in Case No. EO-2005-0329 KCPL's Experimental Regulatory Plan, in Case No. ER-2006-0314 KCPL's first rate case filed in accordance with KCPL's Experimental Regulatory Plan and is presently an intervenor in Case No. ER-2007-0291

KCPL's second rate case filed in accordance with KCPL's Experimental Regulatory Plan.

14. NNSA is vitally interested in this proposed transaction and in its impact on NNSA's continued operations at its Kansas City Plant and other FEA facilities located at 1200 E. Bannister in Kansas City and other FEA installations located both within KCPL's service area and Aquila's service area. As a major electric customer of KCPL, NNSA may be directly affected by the proposed transaction and may be bound or adversely affected by any Commission order issued in this proceeding. Because of NNSA's size, load factor, and conditions of service, NNSA represents a federal government and taxpayer interest which cannot be represented adequately by any other party. NNSA's interest is direct and differs from that of any other ratepayer or ratepayer class.

15. NNSA, DOE and FEA are opposed to discriminatory pricing of electricity and related utility services. As utility management is accountable to its shareholders for the proper and prudent management of the public utility assets, federal government installations are responsible to the taxpayers to assure that they receive value for their electricity rates.

16. The cost of electricity is a significant portion of the operating costs of the DOE/NNSA Kansas City facility and other federal executive agencies. DOE/NNSA and FEA are therefore directly interested in the Application filed in this case and will be materially affected by any Commission action taken in this proceeding.

17. The merger contemplated in this filing may ultimately cause an increase in electric rates at the DOE/NNSA Kansas City facility and other

affected federal executive agencies will affect United States taxpayers and may impair the ability of the agencies to carry out their missions. Therefore, DOE-NNSA has a direct and immediate interest in the outcome of this proceeding that cannot be adequately addressed by any other party.

18. In compliance with 4 C.S.R. 240-2.075(5) Applicant states that it is filing this Application after the intervention due date of April 30, 2007 for the reasons that permission to intervene was required to be obtained from headquarters DOE and due to Applicant's attorneys not being a member of the Missouri Bar, and Applicant being required to obtain local counsel to appear in this case. Applicant asserts that it will take no actions that prejudice any other parties that could result from its late intervention.

19. Correspondence or communications regarding this application, including service of all notices and orders of this Commission, should be addressed to:

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20. Each, Paul N. Jones and Lewis O. Campbell do hereby certify that the statements made herein are true and correct and Paul N. Jones and Lewis O. Campbell do hereby request leave to appear *pro hac vice* in this proceeding.

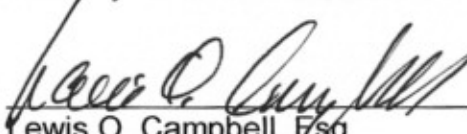
WHEREFORE, DOE/NNSA prays the Commission to:

1. Grant its request to intervene and that it be accorded full party status in this docket and
2. Grant Paul N. Jones and Lewis O Campbell leave to appear *pro hac vice* in this proceeding.

Dated this 11th day of June, 2007



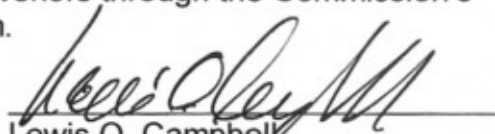
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the day of the filing of this Petition and Application have served a copy of this pleading by electronic means or by U.S. mail, postage prepaid, addressed to the legal representatives of all parties that have been identified as parties and petitioning intervenors through the Commission's Electronic Filing and Information System.



Lewis O. Campbell
Attorney for DOE/NNSA and FEA

Dated: June 11, 2007

State of New Mexico)

) SS

County of Bernalillo)

VERIFICATION

Comes now the undersigned and upon oath first duly sworn states that he

has read the foregoing pleading, he is familiar with the contents thereof, and that

the statements contained therein are true and correct to the best of his

knowledge and belief.

Lewis O. Campbell

Subscribed and sworn to before me this June 11, 2007

Cynthia Michelle Embree, Notary Public

My Commission Expires:



CYNTHIA M. EMBREE

NOTARY PUBLIC-STATE OF NEW MEXICO

My commission expires: