

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

In the Matter of KCP&L Greater Missouri )  
Operations Company's Application ) File No. ET-2014-0277  
For Authorization to Suspend Payment )  
of Certain Solar Rebates )

**MOSEIA'S COMMENTS REGARDING KCP&L GMO'S SUSPENSION  
OF CERTAIN SOLAR REBATES**

COMES NOW Missouri Solar Energy Industries Association ("MOSEIA"), and for its  
Comments regarding KCP&L GMO's Suspension of Certain Solar Rebates, states as follows:

PARTIES

1. MOSEIA has its principal place of business at P.O. Box 434040, St. Louis, MO 63143. MOSEIA is a not for profit corporation that represents solar industry stakeholders supporting policy issues focused on solar job creation and sustainable economic growth in Missouri. MOSEIA was formed in large part due to the passage of Proposition C, or the Missouri Renewable Energy Standard ("RES"). Proposition C mandated 15% of the electricity produced by Missouri investor owned utilities comes from renewable sources by 2021, 2% of which must come from solar photovoltaics. MOSEIA and its members have an interest in the full implementation and enforcement of the Missouri RES, as well as the solar rebate program, in that the organization's mission is to strengthen and expand the Missouri solar industry and establish a sustainable energy future for all Missourians. MOSEIA's interest is different than that of the general public.

2. The signature, telephone number, facsimile number and email address of MOSEIA are those of their legal representatives and can be found in the signature block at the end of this pleading.

3. Kansas City Power & Light Greater Missouri Operations Company (“KCP&L GMO”), 1200 Main Street, Kansas City, MO 64105, is an electrical corporation and public utility as defined in Section 386.020, RSMo engaged in the business of manufacture, transmission, and distribution of electricity subject to the regulatory authority of the Commission pursuant to Chapters 386 and 393, RSMo.

#### COMMENTS

4. That MOSEIA has knowledge that KCP&L GMO directly has been installing solar systems in the GMO territory, and subsequently applying the rebates given to customers of those systems against the overall one percent cap referred to in the Electric Utility Renewable Energy Standard Requirements.

5. Further, KCP&L Solar, which is a subsidiary of KCP&L GMO, has also been installing solar systems in the GMO territory, and rebates paid or committed to KCP&L Solar are also being applied towards the overall one percent cap referred to in the Electric Utility Renewable Energy Standard Requirements. (See Tim Rush’s testimony, pg. 10 lines 1-5).

6. That RSMo 393.1030.2(1) states “Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility’s investment in solar related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate increase calculated when ignoring an electric utility’s investment in solar-related projects initiated, owned, or operated by the electric utility.”

7. That the statute clearly states that an electric utility's investment in solar related projects initiated, owned or operated by the electric utility should be ignored for purposes of determining the one percent average retail rate increase, and additional rebates should be paid until the one percent cap is reached when ignoring those projects.

8. That the Merriam-Webster dictionary defines "invest" as "to commit money in order to earn a financial return."<sup>1</sup>

9. That the Merriam-Webster dictionary defines "initiate" as "to cause or facilitate the beginning of: set going."<sup>2</sup>

10. That KCP&L GMO certainly "set going" the solar systems for customers who requested said systems, and they surely received a financial return in the form of income for said systems, and therefore any systems installed by the company or company affiliate would be subject to the requirement in RSMo 393.1030.2(1) that those installed systems not be counted towards the cap.

11. That while KCP&L GMO entered into a Stipulation and Agreement setting an aggregate level of rebates as opposed to determining the correct way to calculate the one percent retail rate cap, said Stipulation and Agreement also stated that "All solar rebates, subject to this Agreement, will be paid according to applicable statutes, rules and tariffs." Therefore, any rebates paid under the Stipulation should still be subject to the requirements of RSMo 393.1030.2(1).

12. That considering all the facts contained herein, any rebates paid to customers of systems installed by KCP&L GMO directly or installed by KCP&L Solar should be ignored for purposes of determining if the aggregate level of the rebate cap has been met, and additional

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<sup>1</sup> See <http://www.merriam-webster.com/dictionary/invest>.

<sup>2</sup> See <http://www.merriam-webster.com/dictionary/initiate>

rebates should be paid until the aggregate level of rebates is reached when ignoring those projects.

WHEREFORE, MOSEIA would respectfully request that the Commission enter an Order directing that any rebates to customers of systems installed directly by KCP&L GMO or KCP&L Solar not be counted against the aggregate rebate cap amount and therefore deny KCP&L GMO's Application to Suspend Solar Rebates.

Respectfully Submitted,

/s/ Wendy Shoemyer

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ATTORNEYS FOR MISSOURI SOLAR  
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been served electronically on all counsel of record this 8th day of May, 2014.

/s/ Wendy Shoemyer  
Wendy Shoemyer, # 62080