

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

In the Matter of Kansas City	)	
Power & Light Company's Request	)	Case No. ER-2012-0174
for Authority to Implement a General	)	
Rate Increase for Electric Service	)	

**STAFF / OPC / MEGC RESPONSE TO  
ORDER DIRECTING FILING**

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), the Office of the Public Counsel ("OPC") and the Midwest Energy Consumers' Group ("MECG"), collectively referred to as ("Movants"), and for their Response to the Commission's July 6, 2012, *Order Granting Expedited Treatment as to Response to Second Motion* respectfully state as follows:

1. On May 25, 2012, OPC and MEGC filed their Motion to Strike Pre-Filed Testimony and Reject Tariffs and Motion for Expedited Treatment ("OSS Sharing Motion to Strike"). In this Motion, OPC and MEGC demonstrate that KCPL's request to share in off-system sales margins is contrary to KCPL's commitment in its Regulatory Plan. As such, OPC and MEGC request that the Commission strike KCPL's testimony and reject its tariffs related to its sharing proposal. OPC and MEGC believe that all the necessary replies and responses concerning the OSS Sharing Motion to Strike are complete, and that this motion is ripe for a ruling by the Commission.

2. On July 6, 2012 OPC, MEGC and Staff filed another Motion to Strike Pre-Filed Testimony and Reject Tariffs and Motion for Expedited Treatment ("IEC Motion to Strike"). In the IEC Motion to Strike, Movants demonstrate that KCPL's request for the

implementation of an IEC does not comply with the KCPL Regulatory Plan. The Commission ordered KCPL to respond no later than July 16, 2012.

3. On July 6, 2012, the Commission issued its *Order Granting Expedited Treatment as to Second Motion*. In that Order, the Commission states

Also, an identically-titled first motion is awaiting the Commission's ruling. The two motions offer different citations for the tariff sheets at issue. Therefore, the Commission will order movants to file a response to this order, setting forth a comprehensive list of the testimony and tariff sheets at issue in both motions.

4. OSS SHARING MOTION TO STRIKE: In response to the Commission's Order, OPC and MECG request that the Commission strike the following testimony and reject the following tariffs associated with KCPL's unlawful request to share in off-system sales margins.

▶ KCPL's proposed rate schedule: IEC (Interim Energy Charge) – PSC MO. No. 7, Second Revised Sheet Nos. 24 and 24A.

▶ Bassham Direct Testimony, page 8, lines 20-22.

▶ Rush Direct Testimony, page 12, line 17 through page 13, line 5; page 14, lines 1 through 13; and Schedule TMR-1.

▶ Ives Direct Testimony, page 4, lines 20-23; page 9, lines 5-6; and page 21, lines 21-23.

▶ Schnitzer Direct Testimony, page 3, lines 7-8 and 18-20; page 5, lines 2-9; and page 33, line 1 through page 34, line 14.

5. IEC MOTION TO STRIKE: In response to the Commission's Order, the Movants request that the Commission strike the following testimony and reject the

following tariffs associated with KCPL's request to implement an IEC that does not comply with the Regulatory Plan.

- ▶ KCPL's proposed rate schedule: IEC (Interim Energy Charge) – PSC MO. No. 7, Second Revised Sheet Nos. 24 and 24A.
- ▶ Rush Direct Testimony, page 3, line 5; page 6, lines 3-13; page 7, lines 9-16; page 10, line 3 through page 16, lines 17 and Rush Schedule TMR-1 through TMR-5
- ▶ Ives Direct Testimony, page 4, lines 22-23; and page 21, lines 21-23.
- ▶ Hadaway Direct Testimony, page 19, lines 7-9.
- ▶ Schnitzer Direct Testimony, page 33, footnote 20.
- ▶ Blunk Direct Testimony, pages 30 line 9 through page 32, line 15.
- ▶ Crawford Direct Testimony, pages 17, line 1 through page 20, line 18 and Crawford Schedules BLC-8 through 12.
- ▶ Bassham Direct Testimony, page 8, lines 20-22; page 9, lines 13-15 and page 19, lines 17-19.

**WHEREFORE**, Movants respectfully provide this Response to the Commission's Order.

Respectfully Submitted,

**STAFF OF THE MISSOURI  
PUBLIC SERVICE COMMISSION**

**/s/ John D. Borgmeyer**

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**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.

Dated: July 11, 2012

**/s/ John D. Borgmeyer**