

PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of KCP&L Greater Missouri Operations )  
Company’s Request for Authority to Implement a ) Case No. ER-2012-0175  
General Rate Increase for Electric Service )

FEDERAL EXECUTIVE AGENCIES' MOTION TO INTERVENE,  
ADMIT COUNSEL PRO HAC VICE, AND DESIGNATE ASSOCIATE COUNSEL

COME NOW, the United States Air Force (“Air Force”), the United States Department of Energy (“DOE”), and the United States National Nuclear Security Administration (“NNSA”) (collectively “DOE/NNSA”), pursuant to the Missouri Code of State Regulations (CSR) §240-2.075, on behalf of themselves and all other affected Federal Executive Agencies (collectively “FEA”), and request:

- (A) to intervene and be accorded full party status herein;
- (B) *pro hac vice* admission herein of Counsel; and,
- (C) designation herein of associate counsel.

In support of this motion, FEA respectfully states:

1. As per 49 U.S.C. § 481(a) (4), the General Services Administration has delegated authority to the United States Department of Defense, through Air Force counsel, and to DOE, through DOE counsel, to represent, respectively, FEA consumer interests in regard to KCP&L Greater Missouri Operations (“GMO”) and Kansas City Power & Light Company (“KCPL”).

2. FEA consists of United States Government agencies with facilities, installations and offices located in KCPL and GMO service areas. Whiteman Air Force Base spends nearly \$4.5 million per year for GMO utility services. DOE/NNSA presently operates the Kansas City Site Office and an industrial facility located in Kansas City, MO. The two presently spend roughly \$6 million per year for KCPL utility services. Within approximately the next year and a half, DOE/NNSA will begin to move the site office from its present location in KCPL service territory to a new location in GMO service territory. For these reasons, the interests of both the Air Force and DOE/NNSA will be materially and substantially affected by the rate

requests which are the subject of the present proceeding, and differ materially from the interests of the general public and those of all other interveners herein.

3. The undersigned FEA attorneys, Samuel Miller, Steven A. Porter, and Arthur Perry Bruder, are not admitted to practice before the courts of the State of Missouri, and are admitted to practice before the courts of New York and New Jersey, Texas, and New York, respectively. Mr. Miller, Mr. Porter and Mr. Bruder have been in active law practice law since 2007, 1981 and 1970, respectively. Neither Mr. Miller, nor Mr. Porter, nor Mr. Bruder is under suspension or disbarment by any of the courts of the state in which he is admitted to practice.

4. FEA designates (A) Steven E. Jones, Lieutenant Colonel, US Air Force Reserve (USAFR), 1104 Southeast Talonia Drive, Lee's Summit, MO 64081, MO Attorney Bar No.35583; (B) Ms. Therese Leblanc, 2000 E. 95<sup>th</sup> St. (PO Box 4191590), Kansas City, MO 64141, MO Attorney Bar No. 50363, each of whom is a member of the Missouri Bar and has an office in the State of Missouri, to serve as associate counsel herein. Lieutenant Colonel Jones and/or Ms. Leblanc will enter an appearance herein, and neither Lieutenant Colonel Jones nor Ms. Leblanc need be served with filings in this docket.

5. One or more of the undersigned attorneys will in the near future petition for leave to appear *pro hac vice* herein. FEA respectfully requests that this intervention be granted, pending completion and approval of that/those petition(s).

6. FEA has not yet ascertained the positions that it will take in this case.

7. FEA respectfully requests that it be allowed to participate via telephone in the April, 2012 prehearing conference that is scheduled herein.

8. Correspondence, communications, and all other materials regarding this application, including all Commission notices, decisions, and orders, should be addressed to:

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WHEREFORE, FEA respectfully requests that the Commission grant this motion to intervene, and to designate counsel, and that it permit participation of FEA counsel herein, pending completion of their petition(s) to appear *pro hac vice*.

Respectfully submitted this 19th day of March, 2012.

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Arthur Perry Bruder  
Attorney for the United States Department of Energy  
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## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on March 19, 2012, the foregoing pleading was:

(1) placed on the Commission's website via the its Electronic Filing and Information System ("EFIS");

(2) served via electronic mail on all of the entities and individuals, and all of the legal representatives of all of the entities and individuals, including Commission Staff, whom the EFIS at this date identifies as parties or petitioners for intervention herein. These

are: [clumley@lawfirmemail.com](mailto:clumley@lawfirmemail.com); [david.woodsmall@woodsmalllaw.com](mailto:david.woodsmall@woodsmalllaw.com);

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dated: March 19, 2012

