

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

In the Matter of the Application of Kansas City)
Power & Light Company for Approval to Make)
Certain Changes in its Charges for Electric) Case No. ER-2010-0355
Service to Continue the Implementation of Its)
Regulatory Plan)

In the Matter of the Application of KCP&L)
Greater Missouri Operations Company for) Case No. ER-2010-0356
Approval to Make Certain Changes in its Charges)
for Electric Service)

**SUGGESTIONS IN SUPPORT OF MOTION FOR PROTECTIVE ORDER OF
KANSAS CITY POWER & LIGHT COMPANY AND KCP&L GREATER MISSOURI
OPERATIONS COMPANY TO QUASH HEARING AND DEPOSITION SUBPOENAS**

Kansas City Power & Light Company (“KCP&L”) and KCP&L Greater Missouri Operations Company (“GMO”) (collectively, “Company”), offers the following in support of its Motion for protective order to quash deposition and hearing subpoenas.

The Company Has Cooperated With Staff’s Late Deposition Requests

On December 29, KCP&L received an email from Staff counsel which indicated that Staff wanted to depose all of KCP&L’s Iatan prudence witnesses as well as Terry Bassham and Denise Schumaker. Bassham and Schumaker did not file prefiled testimony. This was the first time Staff had indicated it wanted to depose any of these individuals. KCP&L cooperated with Staff and arranged for the depositions to occur during the week of January 10, the week before hearings were to commence. Nielsen, Schumaker, Bassham, Archibald, Downey, Meyer and Roberts were deposed during this week. All of the depositions were conducted by telephone.

McDonald Deposition Subpoena

Staff admits in its January 13 letter to the Commission's secretary that its interest in deposing Mr. McDonald is because of the Company's rebuttal testimony which was filed on December 8. KCP&L was unaware of Staff's intention to depose Mr. McDonald until January 7. Staff gives no explanation for its near month delay in asking KCP&L about Mr. McDonald's availability to be deposed. Mr. McDonald was unavailable for a deposition the week of January 10.

Portions of the request for production of documents outlined in the Subpoena for Mr. McDonald's deposition are too vague to understand. For example, Section 4 asks for, "Any e-mails ... to or from supervisors or project managers regarding Iatan Construction Project procurement or contract administration matters for the Iatan Construction Project." KCP&L does not know if Staff meant e-mails to or from Mr. McDonald's supervisors or all Company supervisors (totaling approximately 229 individuals). For that matter, the term "project managers" is also undefined and could also include individuals outside of the Iatan project (totaling approximately 19 individuals). At this stage of the case, Staff's broad and vague request for production of documents is unreasonable.

WHEREFORE, Kansas City Power & Light Company and KCP&L Greater Missouri Operations Company respectfully request that a protective order be issued that:

(1) Quashes the hearing subpoenas dated January 14, 2011 to Terry Bassham and Denise Schumaker, and instead order Staff to use these witnesses' deposition testimony, as may be designated by the parties, and

(2) Quash the hearing subpoena dated January 14, 2011 and the subpoena duces tecum dated January 13, 2011 to David McDonald.

/s/ Roger W. Steiner

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CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the above and foregoing was served upon counsel of record on this 21st day of January, 2011.

/s/ Roger W. Steiner

Roger W. Steiner