

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

**In the Matter of the Application of Great Plains)
Energy Incorporated for Approval of its Merger) Case No. EM-2018-0012
With Westar Energy, Inc.)**

January 9, 2018

Clerk of the Supreme Court
Attorney Enrollment
207 West High Street
Jefferson City, MO 65101

Sir/Ma'am,

Enclosed for filing on behalf of Federal Executive Agencies ("FEA") are Petition to Intervene and receipt of Pro Hac Vice payment in response to Commission Notice.

Thank you for your assistance. If you should have any questions, please do not hesitate to contact me.

Sincerely,

Attorneys for Federal Executive Agencies

By: 

ANDREW J. UNSICKER

Andrew J. Unsicker
Lanny L. Zieman
Natalie A. Cepak
Thomas A. Jernigan
AFLOA/JACE-ULFSC
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Enclosure:

cc: Petition to Intervene
Notice regarding motion to intervene
Receipt of pro hac vice payment

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THE FEDERAL EXECUTIVE AGENCIES PETITION TO INTERVENE

On November 6, 2018, the Public Service Commission of Missouri advised Federal Executive Agencies (FEA) it could not take any action on FEA motion for intervention until FEA is in compliance with Commission Rule 4 CSR 240-2.040(3). FEA has submitted pro hac vice payment to the Clerk Of The Supreme Court and hereby resubmits this Request for Intervention.

The FEA consists of certain agencies of the United States Government which have offices, facilities, and or installations in the service area of KCP&L Greater Missouri Operations Company (GMO), and which offices, facilities, and/or installations purchase utility service from GMO. The Department of Defense has been delegated authority by the General Services Administration, to the Department of the Air Force counsel, to represent the consumer interests of the FEA in this proceeding.

Chief among these Federal customers in this case is Whiteman Air Force Base, Missouri. Electricity costs represent one of the largest variable expenses of operating the Federal offices, facilities, and installations on whose behalf intervention is sought herein, and all will be affected by any action this Commission takes in this Docket. For the above-mentioned reasons, the FEA have a substantial interest in this Docket and intervention would serve the public interest as tax dollars are used to pay for energy at our installations.

FEA notes that this Intervention request is a late filing as the deadline established in the September 6, 2017 memorandum setting up intervention set a deadline of September 27, 2017. FEA just recently became aware of the impact a decision in the above docket may have on FEA customers and the Air Force, specifically Whiteman Air Force Base. FEA states that it accepts

the record established in that case, including the requirements of any orders of the commission, as of the date the motion is filed.

Major Andrew Jay Unsicker is not licensed to practice law in the State of Missouri. He is admitted to practice law before the courts in the State of Maryland. Major Unsicker has been in active practice since 2004. Major Unsicker is not under suspension or disbarment by any of the courts of the state in which he is admitted to practice. No one who practices in my office has been disqualified from practicing in any jurisdiction to which they are or have been admitted. FEA will in the future petition for leave to appear *pro hac vice* herein. FEA respectfully requests that this application be granted, pending completion and approval of that petition. I hereby designate Thomas Schmidt, Major, US Air Force Reserve (USAFR), 11 Hillcrest Pl, St. Louis, MO 63122, telephone (314)496-8904, Missouri Attorney Bar No.59700, as associate counsel. However, please note that Major Schmidt does not need to be served filings in the Docket. Major Schmidt will be counsel identified in our petition for leave to appear *pro hac vice*.

The FEA request intervention solely in their capacity as customers of GMO. The counsel filing this petition is the duly authorized representative of the FEA in GMO's service area. The name, address, telephone number, and other relevant information pertaining to Petitioner's counsel of record for purposes of service and correspondence during the course of this proceeding is:

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WHEREFORE, the FEA request that the Commission grant the Request to Intervene and that the FEA be accorded full party status in the above-mentioned Docket.

Respectfully submitted this 9th day of January, 2018.

Attorneys for Federal Executive Agencies

By: 

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or emailed to all parties listed on the official service list on this 9th day of January, 2018:

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EBONY M. PAYTON, FEA Paralegal

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Great Plains
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with Westar Energy, Inc.

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File No. EM-2018-0012

NOTICE REGARDING MOTION TO INTERVENE

Issue Date: November 6, 2017

On October 23, 2017, the Federal Executive Agencies ("FEA") filed a motion to intervene out of time in this proceeding. The attorney filing the motion on behalf of FEA states that he is not licensed to practice law in the State of Missouri, but requests that intervention be granted pending approval of a future petition for leave to appear *pro hac vice*. The Commission cannot take any action on the FEA motion for intervention until FEA is represented by an attorney in compliance with Commission Rule 4 CSR 240-2.040(3), which states:

(3) Attorneys who wish to practice before the commission shall fully comply with its rules and also comply with one (1) of the following criteria:

(A) An attorney who is licensed to practice law in the state of Missouri, and in good standing, may practice before the commission;

(B) A nonresident attorney who is a member of the Missouri Bar in good standing, but who does not maintain an office for the practice of law within the state of Missouri, may appear as in the case of a resident attorney;

(C) Any attorney who is not a member of the Missouri Bar, but who is a member in good standing of the bar of any court of record, may petition the commission for leave to be permitted to appear and participate in a particular case under all of the following conditions:

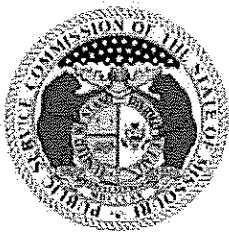
1. The visiting attorney shall file in a separate pleading a statement identifying each court of which that attorney is a

member and certifying that neither the visiting attorney nor any member of the attorney's firm is disqualified to appear in any of these courts;

2. The statement shall designate some member in good standing of the Missouri Bar having an office within Missouri as associate counsel;

3. The designated Missouri attorney shall simultaneously enter an appearance as an attorney of record; and

4. The visiting attorney shall provide a receipt or a statement showing that he or she has complied with the requirement of Missouri Supreme Court Rule 6.01(m).



BY THE COMMISSION

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Michael Bushmann, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 6th day of November, 2017.



**CLERK OF THE SUPREME COURT
STATE OF MISSOURI
POST OFFICE BOX 150
JEFFERSON CITY, MISSOURI
65102**

BETSY AUBUCHON
CLERK

TELEPHONE
(573) 751-4144

December 8, 2017

This will hereby acknowledge receipt of \$820 as required by Rule 6.01(m) for Andrew J. Unsicker and Thomas A. Jernigan, appearing in In the matter of the Application of Great Plains Energy Incorporated for Approval of its Merger With Westar Energy, Inc., Case No. EM-2018-0012, before the Public Service Commission, State of Missouri.

A handwritten signature in black ink that reads "Betsy AuBuchon".

Betsy AuBuchon, Clerk