

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of a Proposed Experimental)	
Regulatory Plan of)	Case No. EO-2005-0329
Kansas City Power and Light Company)	

**APPLICATION TO INTERVENE OF CONCERNED CITIZENS
OF PLATTE COUNTY AND SIERRA CLUB**

Come now Concerned Citizens of Platte County (“CCPC”) and Sierra Club (“SC”) and pursuant to 4 CSR 240-2.075, apply to intervene herein and become parties for all purposes in respect to the March 28 or 29, 2005, filing of a stipulation by Kansas City Power and Light. In support of their motion to intervene, CCPC and SC state the following.

1. Concerned Citizens of Platte County is a nonprofit corporation incorporated under the laws of Missouri. It is composed of residents of Platte County and it is uniquely situated because its officers, directors and supporters live in close proximity to the existing and proposed coal-fired power plants.

2. Sierra Club is a nonprofit organization organized and existing under the nonprofit corporation laws of the state of California. Sierra Club exists for the purposes of preserving and protecting environmental values, and for years has been actively concerned with protecting air and water quality throughout the state of Missouri. Sierra Club has more than 700,000 thousand members nationally, and about 1,600 members who reside in Kansas City and surrounding areas. Sierra Club’s interest in protecting and enhancing the quality of ambient air and water throughout the state will be adversely

affected if the stipulation is adopted.

3. Through CCPC's and SC's prior intervention as parties to the stipulation, their interests have been recognized by the Missouri Public Service Commission.

4. The applicants oppose the relief sought in the stipulation. They oppose the stipulation because it assumes the necessity of a new coal-fired power plant. SC's and CCPC's studies show that it is not necessary to build another plant to meet the needs of customers. These needs can be met by other means.

5. The applicants also oppose the stipulation because it was adopted without contested hearings. There have never yet been contested hearings on these issues. KCPL's witnesses were never subject to cross-examination.

6. The applicants oppose the stipulation because, if adopted, it sets in place a framework that other utilities will want to follow. Other utilities would be able to cite the need for a new coal-fired or nuclear power plant, expound upon the need for the new plant in workshops where the evidence is controlled by the utility and the utility's witnesses are not subject to cross-examination, and then have the PSC agree to the new plant.

7. It will serve the public interest for the PSC to grant this application to intervene.

WHEREFORE, Concerned Citizens of Platte County and Sierra Club respectfully request the Public Service Commission to grant the application to intervene.

/s/Kathleen G. Henry

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct PDF version of the foregoing was sent by email on this 19th day of April, 2005, to the following:

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/s/Kathleen G. Henry

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