

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

In the Matter of the Application of KCP&L )	
Greater Missouri Operations Company for )	
Permission and Approval of a Certificate of )	
Public Convenience and Necessity Authorizing )	Case No. EA-2015-0256
It to Construct, Install, Own, Operate, Maintain )	
and Otherwise Control and Manage Solar )	
Generation Facilities in Western Missouri. )	

**NON-UNANIMOUS STIPULATION OF AGREED UPON FACTS**

COME NOW KCP&L Greater Missouri Operations Company (“GMO” or “Company”), the Staff of the Missouri Public Service Commission (“Staff”), the Office of the Public Counsel, Brightergy, LLC, Earth Island Institute d/b/a Renew Missouri, and Missouri Department of Economic Development – Division of Energy and for their Non-Unanimous Stipulation of Agreed Upon Facts, state as follows:

**INTRODUCTION AND PROCEDURAL HISTORY**

1. On November 12, 2015 GMO filed an Application with the Missouri Public Service Commission (“Commission”) requesting a Certificate of Convenience and Necessity (“CCN”) as authorized by Section 393.170, RSMo 2000. The CCN would authorize GMO to construct, install, own, operate, maintain and otherwise control and manage a solar electrical production facility (“the Project”) in Jackson County, Missouri.

2. On January 27, 2016 the Commission issued an Order Establishing Procedural Schedule which among other things, ordered the parties to file a stipulation of agreed upon facts.

**NON-DISPUTED FACTS**

3. GMO is a Delaware corporation with its principal office and place of business at 1200 Main Street, Kansas City, Missouri 64105. GMO is primarily engaged in providing

electric and steam utility service in Missouri to the public in its certificated areas. GMO is an “electrical corporation” and a “public utility” subject to the jurisdiction, supervision and control of the Commission under Chapters 386 and 393.

4. The 300 acre Greenwood site, already owned by the Company, is located within GMO’s certificated service territory approximately 2.5 miles south of Highway 50 on Smart Road. The site includes the existing Greenwood Energy Center consisting of four General Electric 7B combustion turbines, along with associated fuel oil tanks, natural gas regulating station, and switchyard. The proposed site of the solar plant will be on the farmland just to the north of the existing combustion turbines.

5. The Project will be located on a tract of land already owned by GMO, and will cover approximately twelve acres.

6. The Company reflected the addition of solar generation system in its most recent Integrated Resource Plan (EO-2015-0252), and its Preferred Resource Plan. Staff identified two deficiencies and three concerns related to GMO’s solar additions included in its Preferred Resource Plan in this case. The Company agreed in the Joint Filing dated October 30, 2015 to address these deficiencies and concerns in its 2016 Annual Update of GMO’s IRP.

7. Kansas City Power & Light Company and GMO have both filed 60-day notice of their intention to file an application for a CCN to construct, install, own, operate, maintain and otherwise control and manage utility rooftop solar generation facilities located in western Missouri<sup>1</sup>.

8. The Internal Revenue Code (IRC) Section 48 Energy Credit that applies to solar facilities was extended by Congress on December 18, 2015. The credit will continue at the level

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<sup>1</sup> EA-2016-0043 & EA-2016-0044

of 30% of qualifying costs through tax year 2019. This credit is identified as an investment tax credit (ITC). GMO ratepayers will not receive the benefit of the ITC until after 2021 due to the federal tax rules in IRC Section 46(f) for normalization of ITC. Per response to Staff Data Request 15.1, GMO does not expect to utilize the ITC until after 2021 due to existing net operating loss carryforwards that must be used first by the consolidated Great Plains Energy, Incorporated and Subsidiaries federal tax return; of which GMO is a member.

9. Per GMO's response to Staff data request number 0029, the FERC plant account in which KCPL-GMO plans to record the proposed solar generation facility is 34400 – Generators with new subaccount 34401 – Other Production – Solar.

**WHEREFORE**, the parties submit their Non-Unanimous Stipulation of Agreed Upon Facts for consideration by the Commission.

/s/ Roger W. Steiner

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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was served upon all counsel of record on this 2<sup>nd</sup> day of February 2016, by either e-mail or U.S. Mail, postage prepaid.

/s/ Roger W. Steiner

Roger W. Steiner