

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

In the Matter of the Application of)	
Kansas City Power & Light Company's)	
Application for Approval of Demand-)	EO-2012-0008
Side Management Programs and for)	
Authority to Establish a Demand-)	
Side Programs Investment Mechanism)	

**APPLICATION TO INTERVENE OUT OF TIME OF
THE MIDWEST ENERGY CONSUMERS' GROUP**

COMES NOW the Midwest Energy Consumers' Group ("MECG") and, pursuant to 4 C.S.R. 240-2.075, files its application to intervene out of time. For its application, MECG states as follows:

1. MECG is an association of large users of electric energy in the state of Missouri. For purposes of this case, MECG consists of Praxair, Inc., General Mills, NKC Hospital, and Walmart Stores, Inc. As large commercial and industrial customers of KCPL, MECG's interest is different from that of the general public and may be adversely affected by a final order arising from these cases.

2. Correspondence or communications regarding this application, including service of all notices and orders of this Commission, should be addressed to:

David L. Woodsmall
Woodsmall Law Office
807 Winston Court
Jefferson City, MO 65101
Voice: (573) 797-0005
Fax: (573) 635-7523
E-mail: david.woodsmall@woodsmalllaw.com

3. MECG has not formulated a position on the issues in this case. That said, MECG is concerned about the accessibility of the former Mpower rate schedule to opt out customers as

well as assuring that opt out customers are not charged for KCPL's MEEIA or other energy efficiency costs.

4. The intervention deadline in this matter was scheduled for January 21, 2014. As such, this intervention is three days out of time. As the Commission realized in its January 8, 2014 Order, the January 21 intervention deadline was expedited in order to accommodate the mandatory timeline of this case.¹ In fact, the intervention deadline only provided customers 14 days in which to process the details of KCPL's filing, arrange counsel and decide to intervene. This stands in stark contrast to the longer intervention periods typically provided by the Commission in rate cases. In this case, MECG seeks to intervene only three days out of time. Such an intervention is still well before the first event scheduled in the procedural schedule – the January 30 prehearing conference. As such, the three day delay in this intervention filing should not prejudice any party to this proceeding.

5. MECG's intervention will serve the public interest by assisting the Commission's record for decision. MECG will accept the record as it currently stands in this case.

WHEREFORE, MECG prays: (a) that it be permitted to intervene herein and be made a party hereto with all rights to have notice of and participate in hearings to present evidence, cross-examine witnesses, file briefs and participate in argument, should any be had; and (b) for all other needful and proper relief appropriate in the premises.

¹ See, footnote 1 of the Commission's January 8 Order suggesting that intervention would still be allowed out of time for good cause.

Respectfully submitted,

WOODSMALL LAW OFFICE

/s/ David Woodsmall

David L. Woodsmall Mo. Bar #40747

807 Winston Court

Jefferson City, Missouri 65101

(573) 797-0005

Facsimile (573) 635-7523

Internet: david.woodsmall@woodsmallllaw.com

ATTORNEY FOR MIDWEST ENERGY

CONSUMERS' GROUP

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing pleading has been served by electronic means on all parties of record as reflected in the records maintained by the Secretary of the Commission through the EFIS system.

/s/ David Woodsmall

David Woodsmall

Dated: January 24, 2014