

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

In the Matter of Veolia Energy Kansas City, Inc.) File No. HR-2011-0241
for Authority to File Tariffs to Increase Rates) Tracking Nos. YH-2011-0532 and 0533

MOTION TO MODIFY DEADLINES FOR FILING TESTIMONY

Comes now the City of Kansas City (the City), and for its above entitled motion submits the following to the Commission:

1. Pursuant to motion filed by intervener Kansas City Power & Light Company (KCPL), the Commission, by order entered today, August 4, 2011, extended the deadline for KCPL to file its direct testimony on revenue requirement from August 8 to August 26, 2011. As best as can be determined from the order, the deadline has been extended for KCPL exclusively and no other party to the case.

2. In the interest of justice and fairness the extension of time should benefit all parties. If KCPL is the sole party granted the extension it will effectively have two chances to rebut the revenue requirement testimony of the other parties ---- once when it files its “direct” on August 26 and again on September 16. KCPL will enjoy an advantage in the case not otherwise available to the other parties.

3. Moreover, the time within which the City and other parties can formulate rebuttal testimony to KCPL’s revenue requirement testimony has been shortened to their detriment from 39 days to 21 days.

4. The City moves that the deadlines for filing testimony set out in the Commission's May 19, 2011 *Order Modifying Schedule* be altered to the extent below:

<i>Deadline</i>	<i>Party</i>	<i>Action</i>
August 26	All but Utility	File Direct – All Issues
September 27	All	File Rebuttal – All Issues ¹

5. If the Commission adopts this modification, no party will have an advantage over the other in the filing of testimony. This proposal does not affect the other deadlines in the *Order Modifying Schedule*.

6. If the Commission is not inclined to alter the deadlines for all parties, the City requests that the City be allowed to file its testimony on the extended deadlines above.

WHEREFORE, the City respectfully requests the Commission to enter an order modifying the deadlines for filing testimony in this case as proposed in the foregoing.

Respectfully submitted,

/s/ Mark W. Comley

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¹ In this proposal, there is a span of 32 days between the filing of direct and rebuttal rather than 39 days as earlier ordered. If a 39-day interval were preserved, the filing of rebuttal would coincide with the settlement conference scheduled the first week of October. As a compromise, the City has suggested the September 27 date to avoid a testimony filing deadline during the time set aside for settlement discussions.

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via email on this 4th day of August, 2011, to:

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/s/ Mark W. Comley