

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

In the Matter of the Application of Kansas City)
Power & Light Company for Approval to Make)
Certain Changes in its Charges for Electric) **Case No. ER-2009-0089**
Service to Continue the Implementation of its)
Regulatory Plan)

**MOTION TO REVISE LOCAL HEARING SCHEDULE
TO ALLOW FOR NOTICE TO CUSTOMERS**

COMES NOW Kansas City Power and Light Company (“KCP&L” or “Company”) and for its Motion To Revise Local Hearing Schedule To Allow Notice To Customers states as follows:

1. On January 6, 2009, the Commission issued its *Order Settling Public Comment Hearings* (“*Order*”) which scheduled the following local hearings in this case:

Thursday, February 19, 2009—Carrollton, Missouri

Thursday, March 5, 2009—Marshall, Missouri

In addition, the *Order* also stated that the Commission was in the process of scheduling the public comment hearings, and “the Commission will issue a subsequent order when the remaining comment hearings have been scheduled.” (*Order*, p. 2) As of this date, no additional public comment hearings have been scheduled.

2. The *Order* also directed that “No later than ten days prior to the public comment hearing, Kansas City Power & Light Company shall provide an individual notice to each of its customers in the Carrollton and Marshall, Missouri areas as set out below . . .” (*Order*, p. 2)

3. The most cost-effective method of providing individual notice to each of KCP&L’s customers is through the use of a single bill insert included in KCP&L’s normal

envelope billing that includes all necessary information related to the local hearings. However, since KCP&L has billing cycles throughout the month, in order to use the most cost-effective method of delivery, KCP&L needs to know the time, date and location of the public comment hearings at least forty-seven (47) to fifty (50) days prior to the hearing to prepare the Notice and insert it in each of the customers billing envelopes so that all customers will receive the Notice at least ten (10) days prior to the hearing. Unfortunately, there is not sufficient time in the existing local hearing schedule to prepare the Notice and utilize the normal billing cycles throughout the month to deliver the Notice to each individual customer. This situation is exacerbated by the fact that additional local hearings are anticipated to be scheduled in the near future.

4. A much more costly alternative for delivery would be for KCP&L to utilize a separate mailing to each customer at a cost of approximately \$0.40 per customer, (or approximately \$230,000 for the KCP&L and KCP&L-GMO rate cases). Additionally, there will be costs associated with labeling and programming that will be incurred internally. Since this cost will be included in rate case expense and passed on to the customers, it would be preferable to use the most cost-effective method of providing individual notice through the use of the bill insert method.

5. In addition, the Commission has scheduled a Settlement Conference in the KCP&L and KCP&L GMO rate cases for the week of February 23-27. Two local hearings in the KCP&L GMO rate case (Case No. ER-2009-0090) are currently scheduled for February 23 and February 25 during the Settlement Conference. Some participants, particularly the Office of the Public Counsel, may find it difficult to participate in the Settlement Conference and attend the local hearings scheduled during the same week.

6. For these reasons, the Company believes it would be reasonable to reschedule the local hearings in this case to the first two weeks of March to allow the Company to use its normal billing envelopes to deliver the Notice of the public comment hearings and avoid a conflict with the Settlement Conference. This proposal also assumes that the schedule of the additional local hearings will be known next week.

7. Public Counsel has indicated that to the undersigned counsel that he would support the use of the most cost effective method of providing Notice in this case and the scheduling of the local hearings after the Settlement Conference.

WHEREFORE, the Company respectfully requests that the Commission re-schedule the local public comment hearings in this case to a time that would allow the Company at least forty-seven (47) to fifty (50) days prior to the earliest local hearing to prepare the Notice and include it in the normal billing cycles. At this time, the Company believes that the first two weeks of March would be workable times to schedule the local hearings, assuming the availability of the necessary facilities for the hearings.

Respectfully submitted,

/s/ James M. Fischer

James M. Fischer, MBN 27543

email: jfischer@aol.com

Fischer & Dority, P.C.

101 Madison Street, Suite 400

Jefferson City, MO 65101

Telephone: (573) 636-6758

Facsimile: (573) 636-0383

Karl Zobrist, MBN 28325

Sonnenschein Nath & Rosenthal LLP

4520 Main Street, Suite 1100

Kansas City, MO 64111

Telephone: (816) 460-2545

Facsimile: (816) 531-7545

email: kzobrist@sonnenschein.com

William G. Riggins, MBN 42501
Chief Legal Officer and General Counsel
Curtis Blanc, MBN 58052
Kansas City Power & Light Company
Telephone: (816) 556-2785
Facsimile: (816) 556-2787
email: bill.riggins@kcpl.com
curtis.blanc@kcpl.com
Attorneys for Kansas City Power & Light Company

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Motion has been hand-delivered, emailed or mailed, First Class mail, postage prepaid, this 9th day of January, 2009, to Counsel of Record in this proceeding.

/s/ James M. Fischer

James M. Fischer