

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

In the Matter of Kansas City Power & Light)
Company's Application for Approval of Demand-)
Side Programs and for Authority to Establish A) Case No. EO-2012-0008
Demand-Side Programs Investment Mechanism)

**KANSAS CITY POWER & LIGHT COMPANY'S OPPOSITION
TO REQUEST FOR INTERVENTION**

COMES NOW Kansas City Power & Light Company ("KCP&L"), pursuant to the Missouri Public Service Commission's ("Commission") *Order Directing Filing* issued January 19, 2012, respectfully states as follows:

I. STANDARD FOR INTERVENTION

1. Under 4 C.S.R. 240-2.075(3), the Commission may grant a motion to intervene if 1) the proposed intervenor has an interest which is different from that of the general public and which may be adversely affected by a final order arising from the case; or 2) granting the proposed intervention would serve the public interest.

II. RESPONSE TO MISSOURI INDUSTRIAL ENERGY CONSUMERS

2. On December 22, 2011, KCP&L filed the above referenced Application which requests the Commission approve its demand-side programs and authority to establish a demand-side investment mechanism that will include cost recovery of demand-side program costs, a portion of the net shared benefits, lost revenues and an incentive mechanism.

3. On January 13, 2012, an entity called Missouri Industrial Energy Consumers ("MIEC") filed an Application to Intervene in the above referenced case. The Application indicated that MIEC is a Missouri corporation representing large industrial energy consumers but

does not list any of the companies that MIEC represents. KCP&L is unable to discern if any of the members of MIEC are customers of KCP&L.

4. Section 7 of The Missouri Energy Efficiency Investment Act (“MEEIA”) codified at Section 393.1075, RSMo. Cum. Supp. 2010, gives large customers the option not to participate in demand-side measures offered by an electric utility. If a company makes this “opt-out” election, none of the costs of demand-side measures of an electric utility are to be assigned to the account of the customer.

5. KCP&L is concerned with participation in this docket of companies that have opted out of KCP&L’s demand-side programs. KCP&L does not believe that such companies have an interest in the proceeding that are different than the general public and that can be adversely affected by Commission order.

6. MIEC makes the unsupported statement that “intervention by the MIEC will serve the public interest by assisting the Commission’s record for decision in this case.” But since the identity of the MIEC clients is not known, the extent of those entities experience with demand-side programs is not known as well.

7. KCP&L requests that the Commission order MIEC to provide the names of the companies it represents so that a determination can be made if those companies have an interest in this case or expertise in demand side programs.

WHEREFORE, KCP&L respectfully requests that the Commission order MIEC to provide the names of the companies that it represents and such other relief as necessary.

Respectfully submitted,

/s/ Roger W. Steiner

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**ATTORNEYS FOR KANSAS CITY POWER &
LIGHT COMPANY**

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand delivered, emailed or mailed, postage prepaid, on this 23rd day of January, 2012 to all parties of record.

/s/ Roger W. Steiner

Roger W. Steiner