

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

In the Matter of the Application of)
Great Plains Energy Incorporated for Approval of) File No. EM-2018-____
its Merger with Westar Energy, Inc.)

NOTICE OF INTENDED CASE FILING

COMES NOW, Great Plains Energy Incorporated (“GPE”), Kansas City Power & Light Company (“KCP&L”), KCP&L Greater Missouri Operations Company (“GMO”), and Westar Energy, Inc. (“Westar”) (collectively “Joint Applicants”) and state the following to the Missouri Public Service Commission (“Commission”):

1. GPE, 1200 Main, Kansas City, Missouri, is a Missouri corporation, and the holding company for the stock of KCP&L and GMO, both regulated public utilities in Missouri. GPE was established on October 1, 2001, and its stock is traded on the New York Stock Exchange (“NYSE”) as “GXP.” GPE is a public utility holding company regulated under the Public Utility Holding Company Act of 2005, which was enacted as part of the Energy Policy Act of 2005. GPE provided its Certificate of Good Standing in File No. EE-2017-0113, which is incorporated herein by reference in accordance with 4 CSR 240-2.060(1)(G).

2. KCP&L is a Missouri corporation with its principal office and place of business at 1200 Main Street, Kansas City, Missouri 64105. KCP&L is primarily engaged in the generation, transmission, distribution, and sale of electricity in western Missouri and eastern Kansas, operating primarily in the Kansas City metropolitan area. KCP&L is an “electrical corporation” and “public utility” under Section 386.020 (15) and (43) and is subject to the jurisdiction, supervision and control of the Commission under Chapters 386 and 393. KCP&L provided its Certificate of Good Standing in Case No. EF-2017-0242, which is incorporated herein by reference in accordance with 4 CSR 240-2.060(1)(G).

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” under Section 386.020(15) and (43) and is subject to the jurisdiction, supervision and control of the Commission under Chapters 386 and 393. A Certificate of Authority for a foreign corporation to do business in the State of Missouri, evidencing GMO’s authority to conduct business in Missouri, was filed with the Commission in Case No. EU-2002-1053 and is incorporated herein by reference in accordance with 4 CSR 240-2.060(1)(G).

4. Westar is the largest Kansas jurisdictional electric utility. Westar is a Kansas corporation, with its principal place of business at 818 South Kansas Avenue, Topeka, Kansas 66612. Westar holds a certificate of public convenience and necessity issued by the Kansas Corporation Commission (“KCC”) allowing it to operate as an electric public utility in Kansas. Westar, together with its Kansas utility subsidiary, Kansas Gas and Electric Company (“KGE”), generates, transports, distributes and sells electric service to the public in Kansas and is subject to the jurisdiction, supervision and control of the KCC under Chapter 66 of the Kansas Statutes Annotated. Neither Westar nor any of its affiliates is a public utility under Missouri law.

5. Commission Rule 4 CSR 240-4.020(2) provides, in pertinent part, as follows:

Any regulated entity that intends to file a case likely to be a contested case shall file a notice with the secretary of the commission a minimum of sixty (60) days prior to filing such case. Such notice shall detail the type of case and issues likely to be before the commission.

6. Although Joint Applicants do not believe the anticipated filings discussed below should be considered contested cases and therefore should not be subject to the minimum sixty-day notice described in ¶5 above, out of an abundance of caution, and for the convenience of the Commission, Staff of the Commission (“Staff”), the Office of Public Counsel (“OPC”), and any

other potentially interested parties, Joint Applicants state that they intend to file an application for the approval of the revised merger agreement between GPE and Westar, as announced on July 10, 2017 (“Merger Application”) with as much notice as possible.¹

7. Along with the Merger Application, GPE, KCP&L, and GMO also intend to file a request for a limited variance from the Commission’s affiliate transaction rule (“Variance Request”) similar to that which was requested in Case No. EE-2017-0113 on October 12, 2016.

8. Although no exact timeline has been set, Joint Applicants anticipate that they will submit their Merger Application and the accompanying Variance Request in mid- to late-August 2017. Joint Applicants believe that issues likely to come before the Commission in this proceeding will relate to merger conditions and commitments, merger savings, customer benefits, financial matters, and the Commission’s affiliate transaction rule.

¹ The Commission, Staff, and OPC were notified of the merger agreement reached between GPE and Westar, on July 9, 2017 and July 10, 2017 via telephone call and/or e-mail. At this time, Commission, Staff, and OPC were also informed of the anticipated filing timeline for the Merger Application. (*See*, Notice of Communication, File No. EM-2017-0226, et al., July 11, 2017)

WHEREFORE, Great Plains Energy Incorporated, Kansas City Power & Light Company, KCP&L Greater Missouri Operations Company, and Westar Energy, Inc. submit this Notice of Intended Case Filing to the Commission and to the Secretary of the Commission.

Respectfully submitted,

/s/ Robert J. Hack

Robert J. Hack, MBN 36496
Roger W. Steiner, MBN 39586
Kansas City Power & Light Company
1200 Main Street, 19th Floor
Kansas City, MO 64105
Telephone: (816) 556-2314
Facsimile: (816) 556-2110
E-Mail: Rob.Hack@kcpl.com
Roger.Steiner@kcpl.com

**Attorneys for Great Plains Energy
Incorporated, Kansas City Power & Light
Company, and KCP&L Greater Missouri
Operations Company**

/s/ Martin J. Bregman

Martin J. Bregman MBN 25449
BREGMAN LAW OFFICE, L.L.C.
311 Parker Circle
Lawrence, Kansas 66049
Telephone: (785)760-0319
Email: mjb@mjbregmanlaw.com

Attorney for Westar Energy, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was served upon the parties listed below on this 14th day of July 2017, by either e-mail or U.S. Mail, postage prepaid.

Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102
gencounsel@psc.mo.gov

Office of the Public Counsel
P.O. Box 2230
Jefferson City, MO 65102
opcservice@ded.mo.gov

/s/ Robert J. Hack

Attorney for Great Plains Energy
Incorporated, Kansas City Power & Light
Company, and KCP&L Greater Missouri
Operations Company