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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 29th
day of January, 1998.

In the Matter of the Application of Union)
Electric Company for Approval of an)
Experimental Retail Wheeling Pilot.) Case No. EO-98-95

ORDER GRANTING INTERVENTION

On September 5, 1997, Union Electric Company (UE) filed an application with the Commission requesting approval of an experimental retail wheeling pilot program. On September 16 the Commission issued an order and notice providing for interested parties to apply for intervention no later than October 14. On December 4 Kansas City Power & Light Company (KCPL) notified the Commission by letter that it requests intervention out of time and confirmed this by application of January 6, 1998.

KCPL states that it should have been included as an intervenor pursuant to the terms and conditions of the stipulation and agreement in Case No. EO-96-149, re Union Electric/CIPS merger case. KCPL states that it was unaware that a separate intervention was required since it was a signatory to the agreement.

No objections to the late-filed application were tendered.

Pursuant to 4 CSR 240-2.075(4)(D) application to intervene out of time may be granted for good cause. The Commission finds that KCPL should have been granted intervention pursuant to the stipulation and agreement in Case No. EO-96-149. Therefore, the KCPL motion is granted out-of-time for good cause.

IT IS THEREFORE ORDERED:

1. That intervention in this case is granted to Kansas City Power & Light Company.

2. That this order shall become effective on January 29, 1998.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Murray,
and Drainer, CC., concur.

Derque, Regulatory Law Judge

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**COMMISSION COUNCIL
PUBLIC SERVICE COMMISSION**