

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

In the Matter of the Application of KCP&L)
Greater Missouri Operations Company for)
Approval to Make Certain Changes in its Charges) Case No. ER-2010-0356
For Electric Service)

**RESPONSE TO STAFF’S SUGGESTIONS REGARDING
EFFECTIVE DATE OF FAC TARIFFS**

COME NOW Ag Processing, Inc. a cooperative, and the Sedalia Industrial Energy Users’ Association (“Industrial Intervenors”) and for their Response to Staff’s Suggestions filed on May 31, respectfully state as follows:

1. On May 20, 2011, the Industrial Intervenors and Public Counsel filed their Objection to the Proposed Effective Date of GMO’s Fuel Adjustment Clause Tariff. Following a response by GMO, the Commission issued its order agreeing with the Industrial Intervenors and Public Counsel and requiring that GMO commence its new fuel adjustment clause on July 1, 2011. Thus, this issue has been before the Commission for over 11 days.

2. At 5:44 p.m. on the evening before a Commission agenda session, Staff filed Suggestions Regarding Order of Clarification of Modification. The purpose of Staff’s pleading is unclear. As Staff notes in its prayer, it simply asks that “the Commission consider the foregoing information.” Is Staff asking for rehearing / clarification? Again the purpose of Staff’s pleading is unclear. At the least, however, Staff’s pleading is not timely. Debate on this matter started on May 20, 2011 with the Commission issuing its ruling on May 27, 2011. Why didn’t Staff present this information in a more timely manner?

3. At any rate, Staff’s pleading really presents nothing new for the Commission’s consideration. While four pages long, Staff’s pleading largely involves a recitation of

Commission findings from its Report and Order and its Order of Clarification and Modification. At page 3, however, Staff notes that by making the fuel adjustment clause tariffs effective on July 1 and the base rate schedules effective on June 4, the Commission is creating a “mismatch” in rates. Staff claims that this mismatch will cause some over and under-collection of fuel costs in the L&P and MPS service areas.

4. Staff’s pleading fails to note, however, that this is the very point of the fuel adjustment clause true-up. As specifically set forth in Section 386.266.4(2), the Commission is required to conduct an annual true-up to “accurately and appropriately remedy any over- or under-collections.” Thus, the mismatch about which Staff now complains will be addressed in this annual true-up. As the Commission recognized in its Order of Clarification and Modification, the benefit of requiring the FAC to become effective on July 1, 2011, is that the annual true-up can now be done “accurately.”

WHEREFORE, Industrial Intervenors respectfully submit these comments in response to Staff’s “Suggestions”.

Respectfully submitted,

AG PROCESSING INC. AND THE
SEDALIA INDUSTRIAL ENERGY
USERS’ ASSOCIATION

/s/ David Woodsmall
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by email, facsimile or First Class United States Mail to all parties by their attorneys of record as provided by the Secretary of the Commission.

A handwritten signature in black ink, appearing to read "Woodsmall", written in a cursive style.

David L. Woodsmall

Dated: June 1, 2011