

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

In the Matter of the Tariff Filing of KCP&L )  
Greater Missouri Operations Company to )  
Implement a General Rate Increase for Retail )  
Steam Heating Service Provided to Customers in )  
its Missouri Service Area it formerly served as )  
Aquila Networks—L&P. )

**Case No. HR-2009-0092**  
Tariff No. YH-2009-0195

**STAFF RECOMMENDATION TO APPROVE TARIFF SHEETS**

Comes now the Staff of the Missouri Public Service Commission, by counsel, and for its recommendation to approve tariff sheets, to become effective July 1, 2009, states:

1. On June 10, 2009, the Commission issued its *Order Approving Unanimous Stipulation and Agreement and Authorizing Tariff Filing* in this case, which it made effective June 23, 2009.

2. In ordered paragraphs 5 and 6 of its *Order Approving Unanimous Stipulation and Agreement and Authorizing Tariff Filing* the Commission stated:

5. KCP&L Greater Missouri Operations Company is authorized to file tariffs in compliance with the terms of the Unanimous Stipulation and Agreement.

6. Tariffs filed in accordance with Ordered Paragraph No. 5 shall be filed with an effective date of July 1, 2009.

3. In response, on June 17, 2009, KCP&L Greater Missouri Operations Company filed thirteen (13) tariff sheets bearing an effective date of July 1, 2009.

4. The Staff has reviewed the filed tariff sheets to determine if they comport with the Commission's *Order Approving Unanimous Stipulation and Agreement and Authorizing Tariff Filing*. The Staff concludes they do. In the attached Memorandum (Appendix A), the Staff recommends the Commission issue an Order that both (1) approves the tariff sheets listed in Appendix A, as filed on June 17, 2009, to become effective July 1, 2009 and (2) cancels KCP&L

Greater Missouri Operations Company's present tariff sheets listed to be canceled in Appendix A. The Staff notes here that the Commission's *Order Approving Unanimous Stipulation and Agreement and Authorizing Tariff Filing* is not effective until June 23, 2009; therefore, if rehearing of that order is requested and granted by the Commission before June 23, 2009, both the basis for the Staff's recommendation and the Staff's recommendation might change.

5. Section 393.140(11) RSMo 2000 requires proposed changes to tariffs not go into effect with less than thirty (30) days' notice, unless the Commission determines otherwise for "good cause shown." The Commission determined otherwise in its June 10, 2009 *Order Approving Unanimous Stipulation and Agreement and Authorizing Tariff Filing* that becomes effective June 23, 2009, unless rehearing is requested and granted before that Order becomes effective on June 23, 2009.

WHEREFORE, the Staff recommends that the Commission issue an order that (1) approves the tariff sheets listed in Appendix A, as filed on June 17, 2009 to become effective July 1, 2009 and (2) cancels KCP&L Greater Missouri Operations Company's present tariff sheets listed to be canceled in Appendix A.

Respectfully submitted,

/s/ Nathan Williams

Nathan Williams  
Deputy General Counsel  
Missouri Bar No. 35512

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**Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 22<sup>nd</sup> day of June 2009.

/s/ Nathan Williams

Nathan Williams

## MEMORANDUM

TO: Missouri Public Service Commission Official Case File  
Case No. HR-2009-0092 Tariff Filing No. YH-2009-0862  
KCP&L Greater Missouri Operations Company

FROM: James Watkins, Project Coordinator  
Mack McDuffey, Rate & Tariff Examiner II

/s/ James Watkins 6/22/2009                      /s/ Nathan Williams 6/22/2009  
Project Coordinator/Date                      General Counsel's Office/Date

SUBJECT: Staff Recommendation For **Approval** Of Tariff Sheets Filed To Comply With  
The Commission's June 10, 2009 Order Approving Unanimous Stipulation and  
Agreement and Authorizing Tariff Filing.

DATE: June 22, 2009

On June 17, 2009, KCP&L Greater Missouri Operations Company (GMO) filed with the Commission thirteen (13) rate tariff sheets with an issue date of June 17, 2009, and a proposed effective date of July 1, 2009. These tariff sheets are designed to comply with Ordered Paragraphs 5 and 6 of the Commission's June 10, 2009 Order Approving Unanimous Stipulation and Agreement and Authorizing Tariff Filing (Order). Ordered Paragraphs 1, 5 and 6 of the Order state:

1. The Unanimous Stipulation and Agreement filed on May 13, 2009, is hereby approved as the resolution of all factual issues encompassed within that Agreement in case number HR-2009-0092.

\* \* \* \*

5. KCP&L Greater Missouri Operations Company is authorized to file tariffs in compliance with the terms of the Unanimous Stipulation and Agreement.

6. Tariffs filed in accordance with Ordered Paragraph No. 5 shall be filed with an effective date of July 1, 2009.

In the Discussion section on page 9 of the Order, the Commission stated:

Furthermore, because the exemplar tariffs have been on file at the Commission since May 13, 2009, and all parties agree to those tariffs becoming effective on July 1, 2009, the Commission finds that good cause exists to approve revised tariffs without the need for those tariffs having been filed for an additional 30 days.

The Staff has reviewed the filed tariff sheets, and is of the opinion that they are in compliance with the Commission's Order. Staff therefore recommends that the Commission approve the

following proposed tariff sheets, as filed on June 17, 2009, to become effective on July 1, 2009 as requested by GMO, or permit the tariff sheets to go into effect by operation-of-law:

P.S.C. MO. No. 1

2 <sup>nd</sup> Revised Sheet No. 0.1	Canceling 1 <sup>st</sup>	Revised Sheet No. 0.1
2 <sup>nd</sup> Revised Sheet No. 1	Canceling 1 <sup>st</sup>	Revised Sheet No. 1
2 <sup>nd</sup> Revised Sheet No. 2	Canceling 1 <sup>st</sup>	Revised Sheet No. 2
2 <sup>nd</sup> Revised Sheet No. 3	Canceling 1 <sup>st</sup>	Revised Sheet No. 3
2 <sup>nd</sup> Revised Sheet No. 5	Canceling 1 <sup>st</sup>	Revised Sheet No. 5
1 <sup>st</sup> Revised Sheet No. 6.1	Canceling	Original Sheet No. 6.1
2 <sup>nd</sup> Revised Sheet No. 6.2	Canceling 1 <sup>st</sup>	Revised Sheet No. 6.2
1 <sup>st</sup> Revised Sheet No. 6.3	Canceling	Original Sheet No. 6.3
Original Sheet No. 6.6		
Original Sheet No. 6.7		
Original Sheet No. 6.8		
Original Sheet No. 6.9		
Original Sheet No. 6.10		

The Staff has verified that GMO has filed its 2008 annual report and is not delinquent on any assessment. Any modification of the Report and Order in this case pursuant to the granting of rehearing may negate this recommendation. Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

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

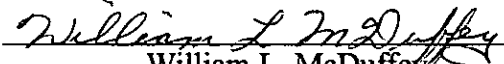
In the Matter of the Application of )  
KCP&L Greater Missouri Operations )  
Company for Approval to Make Certain )  
Changes in its Charges for Steam Heating )  
Service )

Case No. HR-2009-0092

**AFFIDAVIT OF WILLIAM L. MCDUFFEY**

STATE OF MISSOURI    )  
                                  ) ss  
COUNTY OF COLE     )

William L. McDuffey, of lawful age, on oath states: that he participated in the preparation of the foregoing Staff Recommendation in memorandum form, to be presented in the above case; that the information in the Staff Recommendation was given by him; that he has knowledge of the matters set forth in such Staff Recommendation; and that such matters are true to the best of his knowledge and belief.

  
William L. McDuffey

Subscribed and sworn to before me this 22<sup>nd</sup> day of June, 2009.



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
Callaway County  
Commission #06942086

  
Notary Public