

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

In the Matter of the Application of Kansas City        )  
Power & Light Company for Approval to Make        )  
Certain Changes in its Charges for Electric Service    )  
to Continue the Implementation of its Regulatory       )  
Plan.    )

**Case No. ER-2010-0355**  
Tariff Nos. YE-2011-0523  
and YE-2011-0524

**STAFF RESPONSE TO OBJECTION TO TARIFF SHEETS**

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”) and responds to the objection of the Office of the Public Counsel and Robert Wagner as follows:

1. On April 21, 2011, Staff filed its recommendation that the Commission approve to become effective May 4, 2011, the tariff sheets Kansas City Power & Light Company filed to comply with the Commission’s April 12, 2011, *Report and Order* in this case.

2. The following day the Office of the Public Counsel and Robert Wagner objected to four of the tariff sheets asserting they do not comply with the terms of the *Non-Unanimous Stipulation And Agreement As To Outdoor Lighting Issues* the Commission approved in its *Report and Order*.

3. As the objectors note, that stipulation and agreement, among other things, provides:

KCP&L will offer a Voluntary Part-Night Lighting Tariff, the rates and terms for which will be developed upon customer request and approved by the Commission.

4. Since Kansas City Power & Light Company’s tariff establishes its relationship with its customers for providing electric service, absent the rates and terms upon which Kansas City Power & Light Company “will offer a Voluntary Part-Night Lighting Tariff,” Staff believes the foregoing provision of the stipulation and agreement does not require any reference to

voluntary part-night lighting in Kansas City Power & Light Company's tariff and, so, does not change its recommendation; however, Staff is not opposed to including in Kansas City Power & Light Company's tariff notice, in addition to that provided by the stipulation and agreement and the Commission's *Report and Order*, that upon customer request Kansas City Power & Light Company will develop rates and terms for voluntary part-night lighting and seek Commission approval of them.

**WHEREFORE**, Staff responds to the objection of the Office of the Public Counsel and Robert Wagner as set forth above.

Respectfully submitted,

/s/ Nathan Williams

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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 25<sup>th</sup> day of April 2011.

/s/ Nathan Williams