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May 23, 2002

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison Street, Suite 100
P.O. Box 360
Jefferson City, Missouri 65102

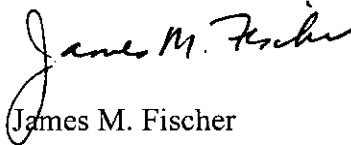
RE: *Case No. AX-2002-156 and AX-2002-158*

Dear Mr. Roberts:

Enclosed for filing in the above-referenced matter are the original and six (6) copies of the Statement of Kansas City Power & Light Company regarding the proposed rules in the above-referenced matters. A copy of the foregoing Statement has been hand-delivered or mailed this date to the Office of the Public Counsel and the Commission's General Counsel.

Thank you for your attention to this matter.

Sincerely,


James M. Fischer

Enclosures

cc: Office of the Public Counsel
Dan K. Joyce, General Counsel

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

In the Matter of Proposed Rules and	)	Case Nos. AX-2002-156,
Proposed Amendments to Rules of	)	AX-2002-158
the Missouri Public Service Commission	)	

STATEMENT OF KANSAS CITY POWER & LIGHT COMPANY

Comes now Kansas City Power & Light Company ("KCPL"), and provides the following statement respecting proposed rule 4 CSR 240-2.117 and proposed amendments to rules 4 CSR 240-2.075 and 4 CSR 240-2.115. Notice of these proposed rules and amendments to rules were published in the Missouri Register, Volume 27, No. 2, on January 16, 2002.

1. KCPL opposes the proposed addition of paragraph (7) to 4 CSR 240-2.075. Proposed paragraph (7) would require intervenors to file a responsive pleading to the application, complaint or tariff that is the subject of the contested case, specifically admitting or denying "each fact asserted therein." KCPL suggests that it is not possible for an intervenor to have sufficient information regarding the subject matter of applications, complaints or tariffs so that it could in good faith either admit or deny "each fact" asserted. Even in litigation, parties are able to plead that they have insufficient information to enable them to admit or deny other parties' allegations.

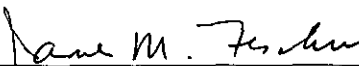
It is KCPL's experience, as an intervenor, that little information is available to intervenors at the beginning of a contested case, and issues and positions develop as discovery progresses and testimony is filed. KCPL suggests that the addition of paragraph (7) will not aid the Commission and the parties in identifying issues and positions earlier than is done in the current practice.

2. KCPL takes no position on the proposed amendments to rule 4 CSR 240-2.115.

3. Proposed rule 4 CSR 240-2.117(1) appears to be somewhat patterned after motions for summary judgment in civil courts. KCPL suggests that, if this rule is adopted, the rule should provide that the Commission's scheduling order in contested cases set a specific date by which motions for disposition be filed, which shall not be less than 60 days prior to the evidentiary hearing, with responding parties being allowed 20 days to respond. Allowing parties to file motions for disposition up to 20 days before the hearing (as the proposed rule provides) places an undue burden on the responding parties, as they must continue to prepare for hearing and at the same time respond to the motion. Further, all parties would be required to prepare for hearing without knowing what issues would be allowed at hearing until very shortly before (or at) the hearing.

4. KCPL suggests that proposed rule 4 CSR 240-2.117(2) not be adopted in light of proposed rule 4 CSR 240-2.117(1), which provides for a process by which parties may by motion seek disposition of all or part of a contested case after a responsive pleading is filed or after the close of the intervention period. 4 CSR 240-2.117(2) is at best duplicative, and at worst injects ambiguity regarding the interplay of that paragraph with 4 CSR 240-2.117(1).

Respectfully submitted,


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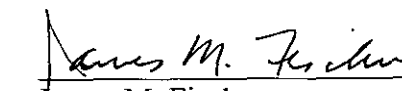
Attorneys for
Kansas City Power & Light Company

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Statement has been hand-delivered or mailed, First Class mail, postage prepaid, this 22nd day of May, 2002, to:

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

Dana K. Joyce, General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102


James M. Fischer