

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

Rhonda Wesley,

Complainant,

v.

Kansas City Power & Light,

Respondent.

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Case No. EC-2005-0245

**ORDER DENYING MOTION TO DISMISS AND SCHEDULING
PREHEARING CONFERENCE**

Issue Date: August 22, 2005

Effective Date: August 22, 2005

Rhonda Wesley, a customer of Kansas City Power & Light (KCPL), filed a complaint against that company on January 27, 2005. A prehearing conference was set for July 20, beginning at 10:00 a.m., for the purpose of scheduling an evidentiary hearing.

The prehearing conference convened on July 20, at the scheduled time. KCPL and the Commission's Staff appeared at the conference by their counsel. Ms. Wesley did not appear in person and did not make arrangements to appear by telephone. When Wesley failed to appear at the conference, KCPL made an oral motion to dismiss the complaint for her failure to appear.

Rather than immediately ruling on KCPL's motion to dismiss, the Commission issued an order on July 28, directing Ms. Wesley to show cause why her complaint should not be dismissed. Wesley responded on August 10, indicating that she had inadvertently failed to place the July 20 prehearing conference on her calendar and as a result forgot about the conference. Ms. Wesley apologized for her failure to attend the conference and asked that her complaint be allowed to proceed. Neither KCPL nor the Commission's Staff has replied to Wesley's response.

The Commission will allow Ms. Wesley's complaint to proceed. Consequently, KCPL's motion to dismiss will be denied. Another prehearing conference will be held for the purpose of scheduling a hearing. Once again the parties are welcome to participate in this conference by telephone. Any party that wants to take part in the prehearing conference by phone should contact the presiding officer at least two days before the hearing. The presiding officer can be reached by phone at 573-751-2849, or by e-mail at morris.woodruff@psc.mo.gov.

IT IS THEREFORE ORDERED:

1. That Kansas City Power & Light Company's oral motion to dismiss the complaint of Rhonda Wesley is denied.
2. That a prehearing conference shall be held on September 7, 2005, beginning at 10:00 a.m., in Room 305 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. This conference will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this conference, please call the Public Service

Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the conference.

2. That this order shall become effective on August 22, 2005.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 22nd day of August, 2005.