

**BEFORE THE PUBLIC SERVICE COMMISSION**

**OF THE STATE OF MISSOURI**

Anthony Broughton,	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>Case No. EC-2007-0018</u></b>
	)	
Kansas City Power & Light	)	
Company,	)	
	)	
Respondent.	)	

**ORDER TO SHOW CAUSE WHY COMPLAINT SHOULD NOT BE**

**DISMISSED**

Issue Date: October 6, 2006

Effective Date: October 6, 2006

On July 7, 2006,<sup>1</sup> Anthony Broughton filed a complaint against Kansas City Power & Light Company. In that complaint, Mr. Broughton alleged that KCPL improperly added charges owed by another person to the bill for his residential account. Mr. Broughton further alleged that this improper transfer of debts was the basis for KCPL disconnecting his electric service.<sup>2</sup> On August 11, KCPL filed its answer to the complaint along with a Motion for Determination on the Pleadings. The Commission denied KCPL's motion.

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<sup>1</sup>. All dates through out this order refer to the year 2006, unless otherwise noted.

<sup>2</sup>. On July 14, 2006, KCPL was ordered to restore to Mr. Broughton's electric service during the pendency of his complaint after failing to timely respond to the Commission's order directing a response to Mr. Broughton's request for service to be restored.

On September 6, the Staff of the Missouri Public Service Commission filed its report on the investigation into Mr. Broughton's complaint. On September 7, the Commission directed Mr. Broughton to respond to Staff's report, and advised him that his complaint could face dismissal if he failed to prosecute his claim. Pursuant to 4 CSR 240-2.116(2): "Cases may be dismissed for lack of prosecution if no action has occurred in the case for ninety (90) days and no party has filed a pleading requesting a continuance beyond that time."

Mr. Broughton has failed to respond to the Commission's September 7 order, and ninety days have passed without action from Mr. Broughton since he filed his complaint on July 7, 2006. The Commission will order Mr. Broughton to file a pleading with the Commission stating why his complaint should not be dismissed.

**IT IS ORDERED THAT:**

1. No later than October 16, 2006, Anthony Broughton shall file a pleading showing cause why his July 7, 2006 complaint against Kansas City Power & Light Company should not be dismissed.
2. This order shall become effective on October 6, 2006.

( S E A L )

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

Harold Stearley, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 6th day of October, 2006.