

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

In the Matter of the Application of Kansas City)
Power and Light Company for Approval to Make)
Certain Changes in its Charges for Electric) Case No. ER-2009-0089
Service to Continue the Implementation of)
Its Regulatory Plan)

**TRIGEN-KANSAS CITY ENERGY CORPORATION
STATEMENT OF POSITION**

COMES NOW Trigen-Kansas City Energy Corporation (“Trigen”), by and through the undersigned counsel, and submits this Statement of Position on the issues set forth below pursuant to the procedural schedule established herein. This Statement of Position will use the description of the issues as set forth in the List of Issues filed herein by Staff on April 13, 2009. Although this Statement of Position addresses only a limited number of the issues set forth in Staff’s List of Issues (Trigen takes no position at this time on any other issues set forth in the List of Issues), Trigen reserves the right to cross-examine witnesses, present argument and submit post-hearing brief(s) as to any issues it deems necessary if the need arises at a later date. Each of the issues addressed below are contained under the **Rate Design** section of the List of Issues filed herein by Staff on April 13, 2009.

Issues:

1. All Electric/Space Heating for General Service:
 - a. Should the general service all-electric winter energy rates be increased by 10% before applying the equal percentage increase allocated to the class as a

whole?¹

Response: Yes. Trigen supports the position of Staff on this issue, as set forth in the prefiled direct, rebuttal and surrebuttal testimony of Staff witness Michael Scheperle and the Staff Report on Rate Design, to speed up the phase-out of these rates. Most of the winter energy all-electric rate components are currently 16% to 24% below the corresponding non-all-electric winter rates. Trigen also believes this would be consistent with the Commission's decision in KCPL's last rate case. *See* Scheperle Direct pp. 3-4; Scheperle Rebuttal pp. 2-3 and 6; Scheperle Surrebuttal pp. 2-4 and Schedule MS-1; Staff Report on Class Cost of Service and Rate Design pp. 1 and 6-8.

b. Should the general service separately-metered space heating classes' winter energy rate and the service charge be increased by 5% before applying the equal percentage increase allocated to the class as a whole?²

Response: Yes. Trigen supports the position of Staff on this issue, as set forth in the prefiled direct, rebuttal and surrebuttal testimony of Staff witness Michael Scheperle and the Staff Report on Rate Design, to speed up the phase-out of these rates. Trigen believes this would be consistent with the Commission's decision in KCPL's last rate case. *See* Scheperle Direct pp. 3-4; Scheperle Rebuttal pp. 2-4 and 6; Scheperle Surrebuttal pp. 2-4; Staff Report on Class Cost of Service and Rate Design pp. 1 and 6-8.

c. Should those frozen general Service All-Electric and separately-metered space heating rate schedules currently serving no customers be eliminated?³

¹ Corresponds generally with issue 1a under the Rate Design section of the List of Issues filed herein by KCPL on April 13, 2009

² Corresponds generally with issue 1b under the Rate Design section of the List of Issues filed herein by KCPL on April 13, 2009

³ No corresponding issue in the List of Issues filed herein by KCPL on April 13, 2009

Response: Yes. Trigen supports the position of Staff on this issue, as set forth in the prefiled direct, rebuttal and surrebuttal testimony of Staff witness Michael Scheperle and the Staff Report on Rate Design. Trigen believes this would be consistent with the Commission's decision in KCPL's last rate case. *See* Scheperle Direct pp. 3-4; Scheperle Rebuttal pp. 2-4 and 6; Scheperle Surrebuttal pp. 2-3; Staff Report on Class Cost of Service and Rate Design pp. 1 and 8.

Respectfully submitted,

/s/ Jeffrey A. Keevil

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CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the foregoing was sent to counsel for parties of record by depositing same in the U.S. Mail first class postage paid, by hand-delivery, or by electronic transmission, this 15th day of April, 2009.

/s/ Jeffrey A. Keevil
