

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 10th day of June, 2009.

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))))))	<u>Case No. ER-2009-0089</u> Tariff No. JE-2009-0192
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ORDER REGARDING JOINT MOTION TO EXTEND FILING DATE

Issue Date: June 10, 2009

Effective Date: June 10, 2009

On April 15, 2009,¹ the Commission ordered its Staff to complete construction and prudence audits of the environmental upgrades at Iatan I, and file those audits no later than June 19, 2009. On May 28, Staff and Kansas City Power and Light Company (“KCPL”) jointly filed a motion requesting the Commission extend the deadline for filing its audits until Staff files its direct case in the next KCPL general rate case. The movants assert that because the parties have entered into stipulations and agreements purporting to resolve all issues in this matter extending the deadline will not prejudice any party and will afford them additional time to resolve any issues involving discovery and the preparation of the audits.

In light of the parties’ settlement, the Commission finds it reasonable to extend the deadline for Staff to complete the construction audit and prudence review. However, the Commission recognizes that Staff, having operated under a deadline of June 19, should be able to file at least a preliminary report of its audits no later than that original deadline. The Commission further does not wish to delay completion of the audits beyond the end of this

¹ All dates throughout this order refer to the year 2009 unless otherwise noted.

calendar year. By setting a final deadline of December 31, 2009, the Commission will have more time to adequately review Staff's audits, and the parties will have sufficient time to resolve any discovery disputes and file position statements with regard to Staff's reports.

THE COMMISSION ORDERS THAT:

1. The "Joint Motion Of Staff, KCP&L And GMO To Extend The Filing Date Of Staff's Construction Audit And Prudence Review Reports And The Filing Date Of Responses Or Rebuttal Testimony To KCP&L's And GMO's Next General Rate Cases" is granted, in part; relief as amended in ordered paragraphs below.

2. The deadlines set in the Commission's April 15, 2009 "Order Regarding Construction And Prudence Audits Of The Environmental Upgrades At Iatan I, Jeffrey Energy Center And The Sibley Generating Facility," are canceled.

3. The Staff of the Missouri Public Service Commission shall file, no later than June 19, 2009, a preliminary report of its construction audit and prudence review of the environmental upgrades at Iatan I.

4. The Staff of the Missouri Public Service Commission shall complete and file the construction audit and prudence review of the environmental upgrades at Iatan I, including all additions necessary for these facilities to operate, no later than December 31, 2009.

5. The Staff of the Missouri Public Service Commission is directed to provide a specific rationale for each and every disallowance recommended in the construction audits and prudence reviews.

6. Kansas City Power and Light Company is directed to cooperate with the Commission's Staff by providing all pertinent invoices necessary for the completion of the environmental upgrades at Iatan I.

7. Any party wishing to file responses or rebuttal testimony to the audit reports filed by the Commission's Staff shall file such responses or testimony pursuant to the procedural schedule established Kansas City Power and Light Company's next general rate case.

8. This order is effective immediately upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written in a cursive style.

**Colleen M. Dale
Secretary**

(S E A L)

Clayton, Chm., Jarrett, and Gunn, CC., concur;
Davis, CC., absent.

Stearley, Senior Regulatory Law Judge,