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

In the matter of the application of Kansas City Power & )  
Light Company for authorization to sell sulfur dioxide ) Case No. EO-95-184  
emission allowances. )  
)

**ORDER ESTABLISHING PROCEDURAL SCHEDULE**

The parties, on April 6, 1995, informed the Commission that they had agreed to a proposed procedural schedule. This schedule will be adopted. In addition, the Commission finds that the following conditions shall be applied to the schedule.

1. Since the instant case is subject to a statutory time limit, the Commission's general policy provides for the filing of the transcript within two (2) weeks after the conclusion of the hearing. If any party seeks to expedite the filing of the transcript, such a request shall be tendered, in writing, to the hearing examiner at least five (5) days prior to the date of hearing. The hearing examiner, in consultation with the chief hearing reporter, will determine whether the transcript can, and should, be expedited.

2. Testimony and schedules shall not be filed under seal and treated as proprietary or highly confidential unless a protective order has first been established by the Commission. The party which considers information to be proprietary or highly confidential should request a protective order to ensure the information is treated as designated. Any testimony or schedule filed without a protective order first being established shall be considered public information. The Commission has a form protective order which will be used in this proceeding.

3. The Commission will require the prefiling of testimony as defined in 4 CSR 240-2.130. The practice of prefiling testimony is designed to give parties notice, at the earliest reasonable opportunity, of the claims, contentions and evidence in issue and to avoid unnecessary objections and delays in the proceedings caused by allegations of unfair surprise at the hearing.

4. Nothing in this order, nor in any other order in this case, shall preclude a party from addressing, or having a reasonable opportunity to address, matters not previously disclosed and arising at the hearing. The Commission, in its discretion and for good cause shown, may waive strict application of these requirements.

5. The Commission believes it is appropriate to limit the length of initial briefs to 30 pages and reply briefs to 15 pages. All pleadings, briefs and amendments shall be filed in accordance with 4 CSR 240-2.080(7).

6. The Commission will schedule a prehearing conference in this case to allow the parties the opportunity to resolve substantive issues as well as to consider those matters described in 4 CSR 240-2.090(6). The parties shall also utilize the prehearing conference to eliminate those issues which can be resolved through updating of a party's case, clarification of misunderstandings, explanation of an issue's interrelationship with other issues, and correction of clerical or arithmetic errors if such issues have not been eliminated prior to the prehearing.

7. The parties shall file a hearing memorandum setting out the issues to be heard and the witnesses to appear on each day of the hearing, definitions of terms used in describing those issues, each party's position on those issues and quantification of the amount on each issue in dispute.

8. The Commission emphasizes the importance of the deadlines for filing the hearing memorandum and the case reconciliation. The Commission Staff will be responsible for preparing and filing the hearing memorandum. Unless the

Commission orders otherwise, the hearing memorandum shall be filed on the dates set. Each party is expected to provide Staff with its position on each unresolved issue in sufficient time for Staff to meet the established filing deadlines.

**IT IS THEREFORE ORDERED:**

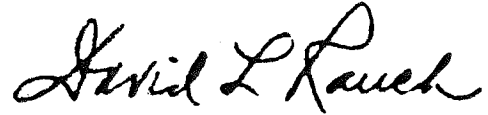
1. That the following procedural schedule is hereby adopted for this case:

|  |                             |
|--|-----------------------------|
| Kansas City Power & Light Company<br>files direct testimony  | April 28, 1995<br>3:00 p.m. |
| All other parties file rebuttal<br>testimony                 | May 22, 1995<br>3:00 p.m.   |
| All parties file surrebuttal/<br>cross-surrebuttal testimony | June 14, 1995<br>3:00 p.m.  |
| Prehearing conference  | June 30, 1995<br>10:00 a.m. |
| Hearing memorandum   | July 12, 1995               |
| Hearing  | July 19, 1995<br>10:00 a.m. |

The prehearing conference and hearing will be held in the Commission's hearing room on Floor 5A of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri. Any person(s) with special needs as addressed by the Americans With Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days prior to the hearing at one of the following numbers: Consumer Services Hotline -- 1-800-392-4211, or TDD Hotline -- 1-800-829-7541.

2        That this order shall become effective on the date hereof.

**BY THE COMMISSION**

A handwritten signature in black ink, reading "David L. Rauch". The signature is written in a cursive style with a large, stylized "D" and "R".

**David L. Rauch  
Executive Secretary**

( S E A L )

Cecil I. Wright, Chief Hearing Examiner,  
by delegation of authority under  
Commission Directive of January 3, 1995,  
pursuant to Section 386.240, R.S.Mo. 1994.

Dated at Jefferson City, Missouri,  
on this 11th day of April, 1995.