

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

The Staff of the Missouri Public
Service Commission,

Complainant,

vs.

KCP&L Greater Missouri Operations
Company and Kansas City Power &
Light Company,

Respondents.

Case No. EC-2009-0430

STAFF’S REPLY

COMES NOW the Staff of the Missouri Public Service Commission, by and through the Commission’s General Counsel, pursuant to §§ 386.071 and 386.390.1, RSMo 2000,1 and Commission Rules 4 CSR 240-2.010(6), 4 CSR 240-2.040(1) and 4 CSR 240-2.070(1), and for its Reply, states as follows:

Respondents’ Answer

1. To the extent that the Respondents have alleged facts and asserted avoidances in their Answer that are outside of the matters raised by Staff in its Complaint, Staff denies the same, except that Staff admits the following:

a. Since Staff filed its Complaint herein, Respondents have filed appropriate forms to register the fictitious name “KCP&L” with the Missouri Secretary of State.

b. Respondent GMO did affirmatively publicize to its customers that it was being acquired by Great Plains Energy and would operate under the “KCP&L brand.”

c. In Case Nos. EN-2009-0015 and EN-2009-0164, the Commission authorized GMO to change the names of both “Aquila, Inc. dba Aquila Networks – L&P” and “Aquila, Inc. dba Aquila Networks – MPS” to “KCP&L Greater Missouri Operations Company.”

d. Staff has no reason to disbelieve Respondents’ assertion that Aquila, Inc., also operated unlawfully under an unauthorized name, but points out that the same is not a sufficient defense or avoidance to Staff’s present Complaint.

2. Staff expressly denies:

a. That Respondents ever indicated, during Case Nos. EM-2007-0374, EN-2009-0015, or EN-2009-0164, their intent to hold GMO out to be KCP&L to its customers.

b. That Respondents ever indicated, during Case Nos. EM-2007-0374, EN-2009-0015, or EN-2009-0164, their intent to apply signage indicating GMO generating units and real property to be property of KCP&L.

c. That Respondents ever indicated, during Case Nos. EM-2007-0374, EN-2009-0015, or EN-2009-0164, their intent to cause GMO customers to believe those customers are customers of KCP&L.

Respondents' Affirmative Defenses

3. Staff denies Respondents' Affirmative Defenses.

WHEREFORE, having replied to Respondents' Answer and Affirmative Defenses, Staff prays that the Commission will determine the facts herein in accordance with Staff's Complaint; order Respondents to operate henceforth under only such names as are duly authorized; and authorize the General Counsel to seek appropriate penalties against Respondents in Circuit Court; and grant such other and further relief as is just in the circumstances.

Respectfully submitted,

/s/ Kevin A. Thompson

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Certificate of Service

I hereby certify that a true and correct copy of the foregoing was served, either electronically or by hand delivery or by First Class United States Mail, postage prepaid, on this **16th day of July, 2009**, on the parties of record as set out on the official Service List maintained by the Data Center of the Missouri Public Service Commission for this case.

/s/ Kevin A. Thompson