

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

In the Matter of Kansas City Power & Light)	
Company's Notice of Intent to File an)	
Application for Authority to Establish a Demand-)	File No. EO-2015-0240
Side Programs Investment Mechanism)	

In the Matter of KCP&L Greater Missouri Operations)	
Company's Notice of Intent to File an)	
Application for Authority to Establish a Demand-)	File No. EO-2015-0241
Side Programs Investment Mechanism)	

POSITION STATEMENT OF UNITED FOR MISSOURI, INC.

COMES NOW United for Missouri, Inc. ("UFM"), and hereby files its Position Statement in response to the List of Issues, Order of Opening Statements, List and Order of Witnesses and Order of Cross-Examination filed on January 5, 2016, in the above referenced cases. For its Position Statement, UFM states as follows:

LIST OF ISSUES

A. Should the Missouri Public Service Commission ("Commission") approve the Missouri Energy Efficiency Investment Act ("MEEIA") Cycle 2 programs and demand-side programs investment mechanism as agreed on in the joint position and articulated in the Non-Unanimous Stipulation and Agreement Resolving MEEIA Filings filed November 23, 2015 ("Stipulation")?

UFM Response: Yes. Staff witness John A. Rogers concludes that the Stipulation's demand-side programs and DSIMs are clearly expected to provide benefits to all KCP&L and GMO customers, even those who do not participate in the programs. Direct Testimony of John A. Rodgers, p. 6. There is no evidence contradicting this conclusion. Brightergy's objections to

the modification in the Commercial and Industrial Customer Rebate program and to the regulatory flexibility provisions do not impact this conclusion.

B. Should the Commission approve the Commercial and Industrial (“C & I”) Custom Rebate program in the Stipulation over the objection of Brightergy?

UFM Response: Yes. The Direct Testimony of Kimberly H. Winslow describes the process KCP&L and GMO went through in evaluating and modifying the C & I Customer Rebate program by reducing the amount of the rebate. The testimony describes a careful and deliberate evaluation of the market information. This is exactly the type of evaluation and adjustment the Commission should be encouraging in these cases. The Companies considered what the market would bear and are making a judgment call to price the service to acquire energy savings at a reasonable cost while not over compensating energy efficiency customers. This adjustment is an advantage to the Companies’ customers who do not participate in the energy efficiency programs, i.e. it reduces the budget which the Companies must collect from all customers and collects more from the energy efficiency customer. It shows a prudent change in the investment strategy of the Companies on energy efficiency. This adjustment will make the program more sustainable.

C. Should the Commission approve the regulatory flexibility provisions in the Stipulation over the objection of Brightergy?

UFM Response: Yes. As the Commission has rightly determined, MEEIA programs are permissive with the electric utility supplier. See *Report and Order*, Case No. EO-2015-0055 (issued October 22, 2015), p. 6. That being the case, there is no reason to deny the Companies the right to terminate these programs in the event they become detrimental to the Companies’

core business. Regulation and restrictions on the free conduct of business should be limited to preventing the manipulative use of market power. In this case, there is no evidence that the Companies can use the flexibility provisions to gain inappropriate profits or take advantage of the energy efficiency customers. The Stipulation has provisions which guard against such manipulations.

WHEREFORE, United for Missouri, Inc. respectfully requests the Commission accept this Position Statement of United for Missouri, Inc.

Respectfully submitted,

By /s/ David C. Linton
David C. Linton, MBE #32198
314 Romaine Spring View
Fenton, MO 63026
314-341-5769
jdlington@reagan.com

Attorney for United for Missouri, Inc.

Dated: January 6, 2016

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by email to all parties by their attorneys of record as provided by the Secretary of the Commission on the 6th day of January, 2015.

/s/ David C. Linton
David C. Linton