

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 16th day
of January, 2007.

Tony Walker,)	
)	
Complainant,)	
)	
v.)	<u>Case No. EC-2006-0451</u>
)	
Kansas City Power & Light Company,)	
)	
Respondent.)	

ORDER DISMISSING CASE

Issue Date: January 16, 2007

Effective Date: January 26, 2007

On May 26, 2006, Tony Walker filed a complaint against Kansas City Power & Light Company challenging the balance of his account. A prehearing conference was held on September 8th and the parties were left to discuss settlement.

There was no activity in this matter until November 1st. At that time, the Commission issued an order directing that Mr. Walker file a status update. Mr. Walker failed to respond. Hence, on November 29th, the Commission issued a second order directing Mr. Walker to inform the Commission of the status of this matter. Again, he failed to respond.

Commission rule 4 CSR 240-2.116(2) states that a case may be dismissed for lack of prosecution if no action has occurred in the case for 90 days. Additionally, at section (3), a party may be dismissed from a case for failure to comply with a Commission order. There has been no action in this matter since September 8th. Additionally, Mr. Walker has

failed to comply with a Commission order on two occasions. The Commission will therefore dismiss this complaint.

The Commission informs Mr. Walker that if he disagrees with this order, he may ask the Commission to reconsider this order.¹ His request must be filed by January 26, 2007, and must set forth reasons why this order is unlawful, unjust or unreasonable.

IT IS ORDERED THAT:

1. This complaint is dismissed.
2. This order shall become effective on January 26, 2007.
3. This case may be closed on January 27, 2007.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Davis, Chm., Murray, Gaw, Clayton,
and Appling, CC., concur.

Jones, Senior Regulatory Law Judge

¹ Commission rule 4 CSR 240-2.160(2).