

**ATTACHMENT 2**

**APPLICATION FOR REHEARING**

**FILED JANUARY 25, 2013**

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

In the Matter of Kansas City Power & Light )  
Company's Request for Authority to Implement ) Case No. ER-2012-0174  
a General Rate Increase for Electric Service )

In the Matter of KCP&L Greater Missouri )  
Operations Company's Request for Authority to ) Case No. ER-2012-0175  
Implement General Rate Increase for Electric )  
Service. )

**APPLICATION FOR REHEARING**

COMES NOW the Midwest Energy Consumers Group ("MECG") and, for its Application for Rehearing regarding the Commission's *Order Granting Expedited Treatment, Overruling Objection and Approving Compliance Tariffs* ("Order"), respectfully state as follows:

1. The Commission's Order is unlawful, unreasonable, an abuse of discretion and is based upon improper process and procedure in that it fails to allow parties adequate time to review the KCPL and GMO compliance tariffs.

2. The Commission's Order is unlawful, unreasonable, an abuse of discretion and is based upon improper process and procedure in that it fails to make adequate findings of fact for a reviewing court to determine that the KCPL and GMO tariffs are actually in compliance with the January 9, 2013 Report and Order.

3. The Commission's Order is unlawful, unreasonable, an abuse of discretion and is based upon improper process and procedure in that its finding that the KCPL and GMO tariffs are in compliance with the January 9, 2013 Report and Order is not based upon competent and substantial evidence.

4. The Commission's Order is unlawful, unreasonable, an abuse of discretion and is based upon improper process and procedure in that it violates Section 536.070(12) by overruling MECG's January 22, 2013 Objection to Imhoff Affidavit and refusing to provide MECG an opportunity to cross examine Mr. Imhoff on the substance on his affidavit.

5. The Commission's Order is unlawful, unreasonable, an abuse of discretion and is based upon improper process and procedure in that it refused to grant MECG's January 22, 2013 Motion for Hearing at which MECG sought to provide the competent and substantial evidence necessary to show that the KCPL and GMO tariffs failed to comply with the Commission's Report and Order and applicable statutory provisions.

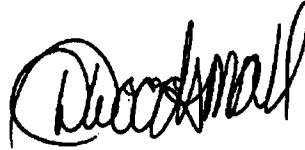
6. The Commission's Order is unlawful, unreasonable, an abuse of discretion and is based upon improper process and procedure in that the KCPL compliance tariffs fail to properly segregate KCPL's energy efficiency costs such that those costs will not be charged to customers that have opted out of those costs pursuant to Section 393.1075.7.

7. The Commission's Order is unlawful, unreasonable, an abuse of discretion and is based upon improper process and procedure in that it fails to provide the parties adequate time to understand the Order, consult with clients, prepare an application for rehearing and file that pleading. While MECG is filing this immediate pleading, it is incomplete due to the Commission's refusal to provide adequate time.

8. The Commission's Order is unlawful, unreasonable, an abuse of discretion and based upon improper process and procedure in that it expedited the effective date of the KCPL and GMO compliance tariffs without good cause shown.

WHEREFORE, MECG respectfully requests that the Commission grant this Application for Rehearing.

Respectfully submitted,



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ATTORNEY FOR THE MIDWEST  
ENERGY CONSUMERS' GROUP

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by email, facsimile or First Class United States Mail to all parties by their attorneys of record as provided by the Secretary of the Commission.



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David L. Woodsmall

Dated: January 25, 2013