

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

In the Matter of the Application of Kansas City)
Power & Light Company for Approval to Make)
Certain Changes in its Charges for Electric) Case No. ER-2009-0089
Service to Implement its Regulatory Plan.)

EMPIRE’S STATEMENT OF POSITION

COMES NOW The Empire District Electric Company (“Empire”), by counsel, and respectfully states as follows to the Missouri Public Service Commission (the “Commission”):

1. On September 5, 2008, Kansas City Power & Light Company (“KCPL”) submitted to the Commission proposed tariff sheets intended to implement a general rate increase for electrical service provided by KCPL in its Missouri service area.

2. With the Order Setting Procedural Schedules dated November 20, 2008, effective November 30, 2008, the Commission directed, in part, as follows:

Each party shall file a statement of its position on each disputed issue in the appropriate case. The position statements shall include a summary of the factual and legal points relied on by the party. Such statement shall be simple and concise, shall follow the issues set out in the issues list, and shall not contain argument about why the party believes its position to be the correct one. Each statement of position shall include, for each issue upon which a party intends to adduce evidence, the names of each witness offering testimony on that issue and a specific reference to the pages of the prefiled testimony containing that evidence.

3. Empire has not filed testimony in this case. Empire was a party to prior Commission cases involving KCPL and its regulatory plan, and Empire is participating in this proceeding due to its involvement with the Iatan plants. Empire has a 12 percent ownership interest in Iatan 1 and Iatan 2. KCPL is responsible for the operations at said plants, and KCPL is managing the construction of Iatan 2.

4. Due to Empire’s unique, and somewhat limited involvement with this case, at this time, Empire takes no position on the issues set forth in the issue lists filed herein. Empire reserves its right, as a party to this proceeding, to assert its positions on various issues when

