

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

SunSmart Technologies, LLC,	)	
	)	
Complainant,	)	<b><u>File No. EC-2014-0039</u></b>
	)	
v.	)	
	)	
Kansas City Power & Light Company	)	
	)	
Respondent.	)	

**MOTION TO MODIFY PROCEDURAL SCHEDULE**

**COMES NOW** Staff of the Missouri Public Service Commission ("Staff"), by and through the undersigned counsel, respectfully requests the Missouri Public Service Commission ("Commission") modify the procedural schedule by further extending the date for filing the Staff's report and recommendation in this proceeding from November 15, 2013 to December 13, 2013. In support of this motion, Staff states as follows:

1. On August 20, 2013, SunSmart Technologies, LLC ("SunSmart") filed a *Complaint* initiating this case.
2. On August 26, 2013, the Commission issued its Order providing notice of the *Complaint* and directed Staff to file a report of its investigation in this matter by no later than October 9, 2013.
3. On September 30, 2013, Staff submitted several data requests to the Complainant, which by rule were due on October 20, 2013.

4. On October 8, 2013, Staff requested the Commission to modify its procedural schedule by extending the date for filing the Staff's report and recommendation from October 9, 2013 to November 15, 2013, to allow the Staff adequate time to review Complainant's responses, which Staff anticipated it would receive by October 20, 2013.

5. As of the date of this filing the Complainant has not answered Staff's data requests.

6. Since October 20, 2013, Staff has had two telephone conversations with the Complainant about when Staff would receive responses to Staff's outstanding and overdue data requests.

7. The Complainant has asked Staff to have until November 15, 2013, to respond to Staff's data requests, and is amenable to Staff having an additional extension until December 13, 2013 to file its investigation report and recommendation.

8. Complainant's responses will aid Staff in presenting an accurate and complete recommendation to the Commission; however, unless the Commission further extends the due date of Staff's report and recommendation from November 15, 2013, Staff will not be able to review and evaluate the Complainant's responses to Staff's data requests in time to include its evaluation in its November 15, 2013 report and recommendation if the Complainant does not provide them before November 15, 2013.

**WHEREFORE,** Staff respectfully requests that the Commission extend the date for filing Staff's report and recommendation from November 15, 2013 to December 13, 2013.

Respectfully submitted,

**/s/ Alexander Antal**

Alexander Antal

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### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been served to all counsel of record by hand delivery, electronic mail or First Class United States Mail this 28<sup>th</sup> day of October, 2013.

**/s/ Alexander Antal**