

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 11th day
of March, 2008.

Application of Kansas City Power & Light)
Company for a Variance from the Provisions)
of 4 CSR 240-3.160 Related to the Submission)
of a New Depreciation Study.)

Case No. EE-2008-0259

**ORDER GRANTING KANSAS CITY POWER & LIGHT COMPANY'S
REQUEST FOR VARIANCE**

Issue Date: March 11, 2008

Effective Date: March 21, 2008

On February 8, 2008, Kansas City Power & Light Company ("KCPL") asked the Missouri Public Service Commission to grant it a variance from the provisions of Commission Rule 4 CSR 240-3.160 to allow it to delay the filing of a depreciation study data base, and property unit catalog until the filing of its 2009 Rate Case associated with the anticipated completion of Iatan 2. Commission Rule 4 CSR 240-3.160 requires that an electric utility shall submit a depreciation study, database and property unit catalog in connection with the filing of a general rate increase request in certain circumstances. KCPL further requested that the Commission issue an order addressing its request no later than March 15, 2008, to avoid the need for KCPL to prepare and submit a depreciation study in conjunction with the 2008 Rate Case that KCPL anticipates filing "by June or July of 2008."

Since the Commission's decision whether to grant the variances requested by KCPL will affect the substance of KCPL's anticipated rate case filing in June or July of 2008, the

Commission provided notice of the request for variance to all parties to KCPL's most recent IRP case,¹ as well as to the media and members of the General Assembly representing KCPL's service area. The Commission also established February 22 as the deadline for the submission of applications to intervene.

Praxair, Inc., timely filed an application to intervene on February 19, 2008. No party objected to Praxair request to intervene. The Commission granted Praxair's application on March 3, 2008. No other party asked to intervene.

The Commission directed its Staff to file a recommendation concerning KCPL's variance request no later than February 29, 2008. The Commission also ordered any party wishing to respond to KCPL's application to do so no later than February 29, 2008. On February 28, 2008, Staff filed a Recommendation and Memorandum recommending that the Commission grant KCPL's variance request. No other response to KCPL's application for variance was received.

After reviewing KCPL's verified application and Staff's verified Recommendation and Memorandum, the Commission concludes that good cause exists to grant KCPL's application for variance from Commission Rule 4 CSR 240-3.160 to allow KCPL to delay the filing of a depreciation study, data base, and property unit catalog until the filing of its Rate Case associated with the anticipated completion of latan 2.

IT IS ORDERED THAT:

1. Kansas City Power & Light Company's request for a variance from the provisions of Commission Rule 4 CSR 240-3.160 to allow it to delay the filing of a

¹Commission Case No. ER-2007-0291.

depreciation study, data base, and property unit catalog until the filing of its Rate Case associated with the anticipated completion of latan 2 is granted.

2. This order shall become effective on March 21, 2008.
3. This case shall be closed on March 22, 2008.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', is positioned above the printed name and title.

Colleen M. Dale
Secretary

(S E A L)

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

Voss, Regulatory Law Judge