

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 20th day  
of March, 2008.

In the Matter of the Joint Application of Great Plains )  
Energy Incorporated, Kansas City Power & Light )  
Company, and Aquila, Inc., for Approval of the Merger ) **Case No. EM-2007-0374**  
of Aquila, Inc., with a Subsidiary of Great Plains )  
Energy Incorporated and for Other Related Relief. )

**ORDER APPOINTING DISCOVERY DISPUTE JUDGE  
AND WAIVING 4 CSR 240-2.090(8)(B)**

Issue Date: March 20, 2008

Effective Date: March 20, 2008

Because of the contentious nature of this proceeding, and in order to expedite any additional discovery disputes, the Commission shall appoint Regulatory Law Judge Stearley as a Discovery Dispute Judge in this matter. The Commission hereby delegates to Judge Stearley the authority to resolve discovery disputes which may arise during the course of the depositions, data requests, requests for production of documents, or other discovery disputes. Judge Stearley may appoint any other Regulatory Law Judge to preside over discovery disputes in his absence.

In addition, the Commission will waive 4 CSR 240-2.090(8)(B) with regard to discovery motions. The parties need not arrange a discovery conference prior to filing a motion to compel discovery; however, the parties must still comply with subsection (A) of that rule. If the parties wish to settle the dispute via a discovery conference with Judge Stearley, rather than the filing of discovery motion, they may do so.

**IT IS ORDERED THAT:**

1. Regulatory Law Judge Harold Stearley is appointed as the Discovery Dispute Judge in this case as set out in the body of this order.
2. This order shall become effective on March 20, 2008.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Murray, Appling, and Jarrett, CC., concur.  
Clayton, C., dissents.  
Davis, Chm., not participating.

Dippell, Deputy Chief Regulatory Law Judge