

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office
in Jefferson City on the 26th
day of July, 2017.

In the Matter of the Application of Great Plains)	
Energy Incorporated for Approval of its Acquisition)	
Of Westar Energy, Inc.)	<u>File No. EM-2017-0226, et al.</u>

ORDER GRANTING MOTION TO DISMISS

Issue Date: July 26, 2017

Effective Date: August 5, 2017

On July 14, 2017, Great Plains Energy Incorporated (GPE) filed a motion seeking to dismiss the *Application for Approval of Transaction* and the *Application for a Limited Variance from the Commission's Affiliate Transaction Rule* in File No. EM-2017-0226, et al.¹ The Commission conducted an evidentiary hearing on GPE's applications² in April 2017. The Commission then granted GPE's request to suspend the post-hearing briefing schedule in light of the Kansas Corporation Commission's denial of GPE's application to acquire Westar Energy, Inc.³

After testimony has been filed, Commission Rule 4 CSR 240-2.116 permits the dismissal of an application only by leave of the Commission or by consent of the adverse parties. Pursuant to Commission Rule 4 CSR 240-2.080(13) parties are allowed ten days to respond to GPE's motion. No responses were filed.

¹ The Commission issued an order on March 1, 2017, consolidating GPE's *Application for a Limited Variance from the Commission's Affiliate Transaction Rule* in File No. EE-2017-0113 with File No. EM-2017-0226.

² Kansas City Power & Light Company and KCP&L Greater Missouri Operations Company joined their parent holding company GPE as applicants in the *Application for a Limited Variance from the Commission's Affiliate Transaction Rule*.

³ KCC Docket No. 16-KCPE-593-ACQ.

In the pending motion, GPE states that a merger agreement has been reached with Westar Energy, Inc. and that a new application for the Commission's approval will be filed. Finding the unopposed motion to be reasonable, the Commission grants leave to dismiss consolidated File Nos. EM-2017-0226 and EE-2017-0113.

THE COMMISSION ORDERS THAT:

1. Great Plains Energy Incorporated's Motion to Dismiss is granted.
2. The *Application for Approval of Transaction* and the *Application for a Limited Variance from the Commission's Affiliate Transaction Rule* are dismissed.
3. This order shall become effective on August 5, 2017.
4. This file shall close on August 6, 2017.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Hall, Chm., Stoll, Kenney, Rupp, and
Coleman, CC., concur.

Burton, Senior Regulatory Law Judge.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 26th day of July 2017.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

July 26, 2017

File/Case No. EM-2017-0226

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,

A handwritten signature in dark ink, reading "Morris L. Woodruff". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

***Morris L. Woodruff
Secretary***

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.