BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the 2013 Annual Update of)	
KCP&L Greater Missouri Operations Company)	File No. EE-2013-0389
Pursuant to 4 CSR 240-22.)	

DOGWOOD ENERGY, LLC'S REPLY

COMES NOW Dogwood Energy, LLC ("Dogwood") and pursuant to Commission Order issued March 4, 2013 respectfully submits its Reply to KCP&L Greater Missouri Operations Company's (GMO) Response to Order Directing Filing in this matter concerning GMO's Application for Variances as follows:

- 1. In its Application for Variances, GMO requests an extension of three months in which to file its 2013 Annual IRP Update.
- 2. Dogwood has confirmed that it generally supports the extension request included in the Application for Variances, but indicated it has a concern that GMO not enter into binding commitments with third parties or affiliates that would conflict with remedies that it agreed, in the Joint Filing, to implement in its 2013 Annual Update.
- 3. Accordingly, Dogwood has requested that, as a condition of granting the variances, the Commission require GMO to confirm that it has not and will not enter into commitments that could be contrary to or preclude the implementation of the results of the studies that it has agreed to perform in connection with the development of its 2013 Annual Update.
- 4. GMO responded that it found Dogwood's proposed condition to be acceptable in part, if limited only to apply to a specific January 2013 RFP issued by GMO and if the condition expires with the filing of its 2013 Annual Update.

- 5. To clarify, what Dogwood has requested is simply that GMO not enter into commitments that would arguably give third parties, including affiliates, contractual rights that conflict with, and thereby potentially preclude GMO from meeting, the commitments it has made to the stakeholders in these proceedings. Stating it yet another way, Dogwood is trying to prevent a situation wherein GMO reports back that the studies it has committed to undertake in connection with preparation and submittal of its 2013 Annual Update have been rendered moot by the passage of time prior to fulfillment of those commitments including as a result of its extension/variance request.
- 6. From Dogwood's perspective, the stakeholders and GMO have worked cooperatively together to improve GMO's resource planning practices. Such cooperation should not be rendered moot by premature actions that are contrary to agreed-upon planning improvement methods and the final results to be derived therefrom.
- 7. The proposed condition would expire on its own as GMO's commitments are fulfilled and final plans produced. An arbitrary time limit that does not take into account the rights of stakeholders to participate in a workshop and comment on an update filing (4 CSR 240-22.080(3)), would not seem appropriate.
- 8. Dogwood would hope that with these clarifications, GMO would have no objection.

WHEREFORE, Dogwood respectfully requests that the Commission place conditions on its approval of the Application for Variances as proposed and grant any further relief that it deems just and proper.

Respectfully submitted,

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CERTIFICATE OF SERVICE

A true and correct copy of the foregoing was emailed, faxed or mailed by U.S. Mail, postage paid, this 7th day of March 2013, to the persons shown on the attached list.

/s/ Carl J. Lumley

File/Case No. EE-2013-0389

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