

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

In the Matter of Heritage Farms, Inc.'s                     )  
Application for Variance and/or Waiver of                 )  
Commission Rule to Require Kansas City                 )  
Power and Light, or Any Other Utility, to                 )  
Provide Service to Real Property Located at               )  
8360 N.W. Fox Road in Platte County,                    )  
Missouri.   )

**Case No. EE-2008-0151**

**STAFF'S REQUEST FOR EXTENSION TO FILE REPORT AND  
RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission ("Staff"), by and through counsel, and for its *Request for Extension to File Report* states the following:

1. On November 26, 2007, Heritage Farms, Inc. filed its *Application for a Waiver of the Requirements of Kansas City Power and Light* ("KCP&L") *to Install Electrical Service* seeking a waiver for good cause of Commission Rule 4 CSR 240-13.035(3) that requires KCP&L to provide electrical service to property located at 8360 NW Fox Road, Parkville, MO 64152, which property is completely surrounded by Heritage Farms, Inc. property,

2. Also on November 26, 2007, the Commission issued its *Order Directing Filing from Heritage Farms, Inc., adding [KCP&L] as a Party, and Directing Responses from [KCP & L] ... and the Staff of the Missouri Public Service Commission* ("Order") ordering Staff to file a report and recommendation no later than December 27, 2007. Staff's filing was ordered to state "whether Heritage Farms has standing to seek the requested waiver, and if the issue presented to the Commission is solely an issue of law that can be decided upon the pleadings of the parties or if a hearing is required to determine disputed material factual issues." *Id.* at page 2.

3. On December 13, 2007, Roger Cowan responded to an order directing filing.

4. On December 18, 2007, KCP&L filed its response to the Commission's Order.

5. On December 20, 2007, after reviewing the two responses, Staff requested additional information from KCP&L, Heritage Farms, Inc. and Mr. Roger Cowan to complete its report. The data request responses are due on or before January 9, 2008. Staff believes the responses to those data requests will assist in Staff's analysis and recommendation. Staff would like the benefit of a complete review of the facts available before providing an analysis and recommendation to the Commission. Therefore, in an abundance of caution, Staff respectfully requests that it be given an extension to January 17, 2008, to file its report and recommendation to have time to evaluate and, if applicable, integrate such information into its report.

6. Commission Rule 4 CSR 240-2.050(3)(A) allows the Commission to extend the time period for filings at its discretion.

7. Staff respectfully asks for an extension to file its report and recommendation in this case on or before January 17, 2008.

**WHEREFORE,** the Staff respectfully requests the Commission grant Staff an extension to file its report and recommendation on or before January 17, 2008.

Respectfully Submitted,

/s/ **Shelley Syler Brueggemann**

Shelley Syler Brueggemann

Senior Counsel

Missouri Bar No. 52173

Attorney for the Staff of the  
Missouri Public Service Commission

P. O. Box 360

Jefferson City, MO 65102

(573) 526-7393 (Telephone)

(573) 751-9285 (Fax)

[shelley.brueggemann@psc.mo.gov](mailto:shelley.brueggemann@psc.mo.gov) (e-mail)

### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 27<sup>th</sup> day of December 2007.

*/s/ Shelley Syler Brueggemann*