

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public
Service Commission held at its
office in Jefferson City on the 15th
day of July, 2009.

In the Matter of the Application of KCP&L
Greater Missouri Operations Company
Containing its Annual Fuel Adjustment
Clause True-Up

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File No. EO-2009-0431

ORDER SUSPENDING TIMELINE FOR DECISION

Issue Date: July 15, 2009

Effective Date: July 15, 2009

On May 29, 2009, KCP&L Greater Missouri Operations Company (KCPL-GMO) filed an application containing the company's annual fuel adjustment clause true-up to remedy what it contends is an under-collection of approximately \$1,100,000 for the territory formerly served by Aquila Networks-MPS and an under-collection of approximately \$189,000 for the territory formerly served by Aquila Networks-L&P. KCPL-GMO asked the Commission to approve the under-collection amounts as calculated by the company and to authorize KCPL-GMO to include those amounts in its next accumulation period.

Staff filed its recommendation regarding KCPL-GMO's true-up application on June 25. Rather than accepting KCPL-GMO's reported under-recovery, Staff contends the company has substantially over-recovered during the recovery period. KCPL-GMO indicated its disagreement with Staff in its response filed on July 6.

Commission Rule 4 CSR 240-20.090(5)(D) requires the Commission to:

either issue an order deciding the true-up within sixty (60) days of the electric utility's filing, suspend the timeline of the true-up in order to receive additional evidence and hold a hearing if needed or, if no such order is issued, the tariff

schedules and the FAC rate adjustments shall take effect by operation of law sixty (60) days after the utility's filing.

KCPL-GMO filed its application on May 29 so the regulation's timeline would require the Commission to decide this case by July 28.

Given the extent of the disagreement between the parties, it is clear that the Commission will not be able to conduct a hearing and issue a decision before July 28. Therefore, the Commission will initially suspend the regulation's timeline until September 1, to allow time to hold a hearing.

THE COMMISSION ORDERS THAT:

1. The timeline of the true-up is suspended so that the Commission's order deciding the true-up need not be issued until September 1, 2009.
2. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Clayton, Chm., Davis, Jarrett,
and Gunn, CC., concur.

Woodruff, Deputy Chief Regulatory Law Judge