

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

In the Matter of the Joint Application of)
Great Plains Energy Incorporated, Kansas)
City Power & Light Company, and KCP&L) Case No. EE-2017-0113
Greater Missouri Operations Company for)
a Variance from the Commission's Affiliate)
Transaction Rule, 4 CSR 240-20.015)

**OPPOSITION OF JOINT APPLICANTS TO
LABORERS' INTERNATIONAL UNION OF
NORTH AMERICA'S APPLICATION TO INTERVENE**

Great Plains Energy Incorporated ("GPE"), Kansas City Power & Light Company ("KCP&L"), and KCP&L Greater Missouri Operations Company ("GMO") (collectively, "Joint Applicants") state the following in opposition to the Application to Intervene of the Laborers' International Union of North America ("LiUNA"):

1. LiUNA's Application to Intervene fails to set forth facts required by Rule 4 CSR 240-2.075 ("Intervention Rule") that would allow the Commission to grant its request.

2. LiUNA has failed to state facts demonstrating that it "has an interest which is different from that of the general public and which may be adversely affected by a final order" in this proceeding. Such facts are required by Subsection (3)(A) of the Intervention Rule. The unverified application presents no facts indicating what interest LiUNA or the laborers that it represents may have in this proceeding which is different from that of the general public.

3. LiUNA's Application does not assert that it or any of its members are in any way affiliated with KCP&L or GMO, or that it represents any element of those companies' workforce. See LiUNA Application to Intervene, ¶ 1. Rather, the Application simply recites that its headquarters is in Washington, D.C. with a regional office in Springfield, Illinois, and that

LiUNA has members who reside and work in Missouri. Id. As such, there is no basis for the Commission to conclude that LiUNA's interest is any different from that of the general public.

4. Secondly, Laborers has failed to demonstrate under Subsection (3)(A) of the Intervention Rule that it has any interest "which may be adversely affected by a final order arising from the case." The Stipulation and Agreement ("Stipulation") agreed to by the Joint Applicants and the Staff of the Commission ("Staff") proposes to resolve issues raised by the Joint Application which seeks a limited variance from the Commission's Affiliate Transactions Rule. Given that nothing proposed in the request of the Joint Applicants or in the Stipulation agreed to by the Joint Applicants and Staff would cause a change to any rate, tariff or charge of KCP&L or GMO, LiUNA's interests will not be adversely affected by a final order in this matter.

5. Furthermore, LiUNA's arguments regarding its "significant interest in the subject matter of this merger proceeding" are misplaced. See LiUNA Application to Intervene, ¶ 2. This case is not a "merger proceeding." Instead, it concerns the Commission's Affiliate Transactions Rule, 4 CSR 240-20.015, not the approval of a merger or acquisition. The Stipulation does not change the current structure of GPE's ownership of KCP&L and GMO, or any of the rates or tariffs of those Missouri public utilities.

6. Finally, Subsection (3)(B) of the Intervention Rule states that intervention may also be granted by the Commission if it "would serve the public interest." LiUNA presents no facts showing why its intervention would serve the public interest. Because Staff and the Office of the Public Counsel will be full participants in this proceeding, there is no reason for the Commission to grant LiUNA intervention in this proceeding.

7. To the extent that LiUNA has members who are customers of KCP&L and GMO, any issue related to the rates charged to those customers and the tariffs under which they take

service will be decided in future general rate cases filed by KCP&L and GMO in which LiUNA would have an opportunity to intervene.

WHEREFORE, the Joint Applicants request that the Commission deny the Application to Intervene of Laborers' International Union of North America as it has failed to make the proper showing under 4 CSR 240-2.075(3).

/s/ Robert J. Hack

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CERTIFICATE OF SERVICE (PARTIES)

A copy of the foregoing was served upon the below named parties by email or U.S. mail, postage prepaid, this 28th day of October, 2016.

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**CERTIFICATE OF SERVICE
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A copy of the foregoing was served upon the below named parties by email or U.S. mail, postage prepaid, this 28th day of October, 2016.

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