

**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 Aquila, Inc. for Approval	)	
of the Merger of Aquila, Inc. with a subsidiary of	)	Case No. EM-2007-0374
Great Plains Energy Incorporated and for Other	)	
Related Relief.	)	

**ANSWER OF STAFF, PUBLIC COUNSEL, AND INDICATED INDUSTRIALS  
TO REPLY OF APPLICANTS TO MOTION FOR ORDER DIRECTING  
COMPLIANCE WITH COMMISSION ORDER**

COMES NOW the Staff of the Missouri Public Service Commission (Staff), the Office of the Public Counsel (Public Counsel), and Praxair, Inc. (Praxair), AG Processing, Inc. (AGP) and Sedalia Industrial Energy Users' Association (SIEUA) (Praxair, AGP and SIEUA, collectively referred to as Indicated Industrials) in response to the March 14, 2008 Reply Of Applicants To Motion For Order Directing Compliance With Commission Order and the March 17, 2008 Commission Order Directing Filing. In support thereof, the Staff, Public Counsel and Industrial Intervenors state as follows:

1. On March 14, 2008, Great Plains Energy Incorporated (GPE) And Kansas City Power & Light Company (KCPL) filed a Reply Of Applicants To Motion For Order Directing Compliance With Commission Order (Reply). In said Reply of GPE/KCPL, GPE/KCPL stated, in part, as follows:

3. On March 12, 2006, Staff, et al. submitted a Motion for Order Directing Compliance with Commission Order. In that motion, they allege that the Applicants are "seeking to withhold workpapers." Specifically, they allege that the Applicants should have provided (i) "responses from Moody's and S&P" . . . . Those documents are being provided to the parties contemporaneously with this filing. The relief requested in the motion is therefore moot.

4. The Applicants seek to clarify, however, that they have not sought to withhold workpapers. Although previously provided to the parties, the Applicants did not designate the letters from Moody's and S&P as workpapers because they were not requested or prepared in the course of developing the additional supplemental direct testimony. Instead, the letters were obtained as part of the Applicants' evaluation of any potential impacts the merger might have on the Applicants' credit rating. In short, although Applicants see no merit in debating the point, they did not consider these letters to be workpapers.

2. In a March 17, 2008 Order Directing Filing, the Commission directed the Staff, Public Counsel and the Indicated Industrials to file a response to the Reply of GPE/KCPL no later than March 20, 2008. As indicated above GPE/KCPL has provided a copy of a letter from Moody's and a copy of a letter from S&P's, but each copy has a certain dollar amount in the letter redacted.

3. As GPE/KCPL indicate in paragraph 1 of its March 14, 2008 Reply, the Staff and Public Counsel sought clarification at the February 28, 2008 prehearing conference concerning workpapers to GPE/KCPL's February 25, 2008 testimony. Part of the discussion that occurred with GPE/KCPL respecting documents that the Staff expected that GPE/KCPL would provide was copies of these Moody's and S&P's letters. The Staff specifically indicated on February 28, 2008 that it expected to receive from GPE/KCPL an unredacted copy of the Moody's letter and an unredacted copy of the S&P's letter. While previously in settlement discussions, the Staff had been willing for a period of time to accept copies of these two letters with one number redacted in each letter, but the Staff was no longer willing to do so and made that position clear on February 28, 2008. GPE/KCPL did not raise on February 28, 2008 any objection to providing an unredacted copy of each of these letters. But GPE/KCPL produced no copies of the letters, redacted or unredacted, when it provided on March 5, 2008, the few documents that it characterized as workpapers, and GPE/KCPL did not subsequently provide even redacted copies of the Moody's and S&P's letters until March 14, 2008.

4. The Staff, Public Counsel and Indicated Industrials believe that (a) these aforementioned Moody's and S&P's letters are properly characterized as workpapers to the February 25, 2008 testimony of GPE/KCPL witness Michael W. Cline and Terry Bassham, (b) there is no valid basis for GPE/KCPL to withhold unredacted copies of these documents from the Staff, Public Counsel and Indicated Industrials, and (c) GPE/KCPL continue to be in violation of the Commission's June 19, 2007 Order Adopting Procedural Schedule.

Wherefore the Staff, Public Counsel and Indicated Industrials respond to the March 14, 2008 Reply Of Applicants To Motion For Order Directing Compliance With Commission Order and the March 17, 2008 Commission Order Directing Filing, and request that the Commission issue an Order directing GPE/KCPL to produce unredacted copies of the Moody's letter and the S&P's letter relied upon by Michael W. Cline and Terry Bassham in their February 25, 2008 testimony.

Respectfully submitted,

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**Certificate of Service**

I hereby certify that a true and correct copy of the foregoing has been mailed, hand-delivered, transmitted by facsimile or electronically served to all counsel of record this 20th day of March, 2008.

/s/ Steven Dottheim