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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
TRANSCRIPT OF PROCEEDINGS

Pre-Hearing Conference
July 12, 2018
Jefferson City, Missouri
Volume 1

In The Matter of The Verified Joint)
Application of Kansas City Power &) File No. EE-2018-0108
Light Company and KCP&L Greater)
Missouri Operations Company For A)
Variance From The Commission's)
Affiliate Transactions)
Rule 4 CSR 240-20.015)

JOHN T. CLARK, Presiding
SENIOR REGULATORY LAW JUDGE

REPORTED BY:
Lisa M. Banks, CCR
TIGER COURT REPORTING, LLC

A P P E A R A N C E S

MARK JOHNSON, Staff Counsel
Governor Office Building
200 Madison Street
Suite 800
PO Box 360
Jefferson City, Missouri 65102-0360
573.751.7431

FOR: Staff for the Missouri Public Counsel

RYAN SMITH, Senior Public Counsel
LERA SHEMWELL, Senior Public Counsel
Governor Office Building
200 Madison Street
Suite 650
PO Box 223
Jefferson City, Missouri 65102
573.522.6189

FOR: The Office of the Public Counsel

JIM FISCHER, Counsel
Fischer & Dority
101 Madison, Suite 400
Jefferson City, Missouri 65101
573.636.6758

FOR: Kansas City Power and Light Company

1 JUDGE CLARK: We'll go on the record now.
2 Today's date is July 12th, 2018. The current time is 10:01 a.m.
3 We're in Room 310 of the Governor Office Building. The
4 Commission has set aside this time for procedural conference in
5 the matter captioned as In The Matter Of The Verified Joint
6 Application of Kansas City Power & Light Company and KCP&L
7 Greater Missouri Operations Company For a Variance From
8 Commission Affiliate -- The Commissions Affiliate Transaction
9 Rule 4 CSR 240-20.015, File No. EE-2018-0108.

10 My name is John Clark. I'm the regulatory law
11 judge in this matter. We'll begin by having the attorneys enter
12 their appearances, starting with commission staff.

13 MR. JOHNSON: Thank you, Judge. Mark Johnson on
14 behalf of the Staff of the Public Service Commission. I
15 provided my information to the court reporter.

16 JUDGE CLARK: Thank you, Mr. Johnson. Office of
17 Public Counsel?

18 MR. SMITH: For Public Counsel, Ryan Smith and
19 Lera Shemwell. We have provided our information to the court
20 reporter. Thank you, Judge.

21 JUDGE CLARK: Mr. Smith, Ms. Shemwell, thank
22 you. From Kansas City Power & Light Company?

23 MR. FISCHER: Yes, Judge. On behalf of both of
24 the companies, James M. Fischer with the law firm of Fischer and
25 Dority, P.C. here in Jefferson City. We have provided the

1 contact information to the court reporter as well.

2 JUDGE CLARK: Okay. I don't see anybody here
3 from Midwest Energy Consumers Group. I've got the phone bridge
4 open, so they can chime in at any point, I'll take that up.
5 Other than that, have I missed anybody else?

6 Seeing no hands, this is a case that obviously
7 started with a different regulatory judge. It was given to me
8 recently. I've had a brief opportunity to look it over. Are
9 there any preliminary matters that need to be taken up at this
10 time?

11 MR. FISCHER: Judge, I would just mention on
12 behalf of the Company, that the parties have been talking about
13 ways to resolve this matter more informally. We -- we hope to
14 continue to pursue that effort to perhaps settle the matter.
15 And from our perspective at least, it is not necessary at this
16 point in time to establish any kind of a procedural schedule.
17 We hope we can resolve it more informally than that. I guess,
18 in the even that that doesn't happen, we would come back to the
19 Commission and ask for a procedural schedule. At this point, we
20 think that -- just further discussions among the parties might
21 be the most expeditiously way to handle the matter.

22 JUDGE CLARK: Okay. Is everybody in agreement
23 with that?

24 MS. SHEMWELL: Yes.

25 MR. JOHNSON: Yes.

1 MR. SMITH: Yes, Judge.

2 JUDGE CLARK: I was operating under the
3 presumption that this was going to be a contested case,
4 especially that we have interveners. I was going under the
5 assumption that this was going to be going to hearing. I was
6 going to ask the parties to put together a proposed procedural
7 schedule today.

8 However, if you're all indicating that you want
9 to continue talking to see if there is a, as you put it, a more
10 informal resolution to this, I'm certainly in favor of that. I
11 don't want too much distance to get along on this without having
12 some sort of checkup point however. So what would be a
13 reasonable date that the parties think to request a status
14 report?

15 MR. SMITH: Two weeks?

16 MR. FISCHER: Well, I was going to suggest six
17 weeks, but whenever the -- whatever is convenient for the judge.
18 We can continue to provide status reports. I'm hopeful we would
19 make progress fairly quickly on it, but --

20 JUDGE CLARK: Well, I have two bids, so we will
21 split the difference at 30 days.

22 MR. FISCHER: Okay.

23 JUDGE CLARK: Are there any other matters that
24 need to be taken up at this time, that need to be addressed by
25 the Commission? Staff?

1 MR. JOHNSON: No, Judge.

2 JUDGE CLARK: Office of Public Counsel?

3 MR. SMITH: I'd just like to state on the record
4 that in the Company's application they noted that they wanted a
5 decision by September. And so if we are going to wait the 30
6 days, which OPC is agreeable to, just that, I guess, ask that
7 there be a modification or some sort of filing of that September
8 request.

9 MR. FISCHER: Yes, Judge. There is a September
10 30th date that we included in the application. That is a target
11 date. That is not a hard stop date, but I certainly appreciate
12 what counsel is saying. We need to get this resolved if we can,
13 as quickly as we can.

14 JUDGE CLARK: I kind of agree with the Office of
15 Public of Counsel on this. I'm looking at our September
16 schedule and it is pretty packed, at least the latter part of it
17 right now, as well as -- as well as most of August. So if this
18 has to go to hearing, it's entirely possible you might not hit
19 that target date.

20 MR. FISCHER: Well, we have some flexibility in
21 that regard.

22 JUDGE CLARK: Okay. That's good to know. Are
23 there any other matters by any other party? Hearing none, this
24 hearing is adjourned. We will go off the record.

25 (Hearing adjourned.)

CERTIFICATE OF REPORTER

I, Lisa M. Banks, CCR within and for the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.



Lisa M. Banks, CCR No. 1081

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