

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

In the Matter of the Application of)	
Great Plains Energy Incorporated for)	EM-2017-0226, et al.
Approval of its Acquisition of)	
Westar Energy, Inc.)	

**REPLY OF THE UNITED STATES DEPARTMENT OF ENERGY
AND THE FEDERAL EXECUTIVE AGENCIES
TO GREAT PLAINS ENERGY INCORPORATED'S
RESPONSE TO MOTION TO INTERVENE**

NOW Comes the United States Department of Energy ("DOE" or "the Department") and Federal Executive Agencies ("FEA") and pursuant to 4 CSR 240-2.080(13) of the Missouri Public Service Commission ("PSC" or "Commission") rules of practice, replies to the Response of Great Plains Energy Incorporated as follows:

1. On March 2, 2017, the United States Department of Energy ("DOE" or "the Department") and Federal Executive Agencies ("FEA") filed a Motion to Intervene in response to the Commission's February 24, 2017 *Order Directing Notice, Setting Deadlines Date, and Scheduling Procedural Conference*.
2. On March 3, 2017, Great Plains Energy ("GPE") filed a response to DOE/FEA's Motion to Intervene in which it indicated that the Commission's February 24, 2017 *Order Directing Notice, Setting Deadlines Date, and Scheduling Procedural Conference* also required objections to GPE's Motion for Expedited Treatment to be filed on March 2, 2017.
3. GPE noted that DOE/FEA did not file any objection to GPE's Motion for Expedited Treatment and indicated, as such, it would not oppose DOE/FEA's Motion to Intervene. GPE also noted that it would oppose DOE/FEA's Motion to Intervene if DOE/FEA does not support

GPE's proposed expedited schedule which seeks Commission approval of its acquisition of Westar by April 24th 2017. GPE Response at ¶3, March 3, 2017.

4. The Commission's February 24, 2017 *Order Directing Notice, Setting Deadlines Date, and Scheduling Procedural Conference* scheduled an on-the-record procedural conference on March 2, 2017. During the procedural conference, Judge Kim Burton queried the parties present about their preferences for a procedural schedule in the instant docket. Counsel for DOE/FEA clearly expressed concerns about GPE's proposed expedited schedule. Referencing due process concerns, counsel for DOE/FEA expressed a preference for an alternate schedule. Judge Burton requested that alternate schedules be filed for her consideration by Monday, March 6, 2017. DOE/FEA is a signatory to the alternate schedule filed by the Midwest Energy Consumers' Group on March 6, 2017. See Proposed Schedule and Other Procedural Requirements, March 6, 2017.

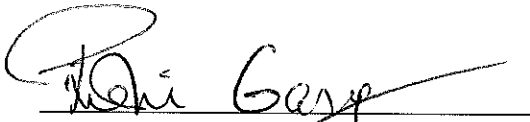
5. DOE/FEA will abide by whichever schedule Judge Burton adopts in this case. DOE notes, however, that GPE errs in basing its opposition to DOE's intervention on whether DOE supports or opposes its Motion for Expedited Treatment. The Commission Rules of Practice governing Interventions state that the Commission may grant a motion to intervene if (A) the proposed intervener has an interest which is different from that of the general public and which may be adversely affected by a final order arising from the case; or (B) granting the proposed intervention would serve the public interest. 4 CSR 240-2.075(3). GPE neither argues in its Response that DOE/FEA's interest can be represented by the general public nor that granting DOE/FEA's intervention would not serve the public interest.

6. As stated in DOE/FEA's Motion to Intervene, the Department's interests are different from those of the general public because it has facilities in both Kansas City Power & Light

“KCP&L”) and Greater Missouri Operations (GMO) service territories; that energy consumption by the federal government in those territories will change as federal facilities move to a new national security site; and that the resolution of this proceeding is likely to have a substantial impacts on retail rates within KCP&L’s and GMO’s service territories. DOE/FEA Motion to Intervene, ¶2, March 2, 2017.

WHEREFORE. The Department respectfully requests that the Commission reject GPE’s opposition to DOE/FEA’s Motion to Intervene and grant DOE/FEA’s Motion, according DOE/FEA full party status.

Respectfully submitted on this 6nd, day of March 2017.


A handwritten signature in black ink, appearing to read "Rishi Garg", is written over a horizontal line.

Rishi Garg
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 6nd day of March, 2017, the foregoing pleading was:

- (1) formally placed on the Commission's website via the Commission's Electronic Filing and Information System ("EFIS") in accordance with applicable procedure; and
- (2) served via electronic mail on all of the entities and individuals, and all of the legal representatives of all of the entities and individuals, including Commission Staff, whom the EFIS at this date identifies as parties or petitioners for intervention herein.



Rishi Garg
United States Department of Energy