

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

In the Matter of the Application of Kansas City)
Power & Light Company for Approval to Make)
Certain Changes in its Charges for Electric) **File No. ER-2010-0355**
Service to Continue the Implementation of Its)
Regulatory Plan)

In the Matter of the Application of KCP&L)
Greater Missouri Operations Company for)
Approval to Make Certain Changes in its) **File No. ER-2010-0356**
Charges for Electric Service)

ORDER AND NOTICE REGARDING DISCOVERY DISPUTES

Issue Date: February 4, 2011

Effective Date: February 4, 2011

On January 26, 2011, the Special Master, assigned to rule on the discovery disputes between the Commission’s Staff and Kansas City Power & Light Company (“KCPL”) and KCP&L Greater Missouri Operations Company (“GMO”), directed the Staff to confirm that documents identified requiring additional disclosures were provided by KCPL and GMO. Additionally, the Special Master directed the parties to identify any other discovery dispute related to claims of privilege that were not resolved by the Special Master, with the exception of Staff’s Data Request 508, which was already under review. The parties did not file a response to the Special Master’s orders. However, the Special Master held a discovery conference with Staff and KCPL/GMO on January 31, 2011. At that conference, Staff confirmed that it had received the documents in question. Staff and KCPL/GMO further confirmed that with the exception of Data Request 580, there were no other pending discovery disputes involving claims of privilege as of that date.

On January 26, 2011, after reviewing the 18,278 pages of disputed emails related to DR 580, the Special Master directed that certain emails be disclosed to Staff. That disclosure included pages: 5, 7, 50, 53, 137, 392, 413, 419-420, 476, 483, 543, 548, 562-564, 698, 890, 1209, 1508, 1651-1653, 1693, 2059-2061, 2084-2085, 2481, 4152, 4155, 4179, 4783-4784, 4788-4789, 4864-4867, 4870-4877, 6144, 6554, 10,614-10,616, 11,871-11,887, 11,902-11,909, 17,031, 18,113-18,120, and 18,187-18,191. The parties will be directed to confirm that disclosure.

THE COMMISSION ORDERS THAT:

1. No later than February 8, 2011, the parties shall confirm whether the emails associated with Data Request 580, referenced in the body of this order, have been disclosed pursuant to the Special Master's order.
2. This order shall become effective immediately on issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Harold Stearley, Senior Regulatory Law Judge,
by delegation of authority under
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 4th day of February, 2011.