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

In the Matter of Kansas City Power & Light Company's Submission of its 2013 Renewable Energy Standard Compliance Report

File No. EO-2014-0289

## ORDER GRANTING APPLICATION TO INTERVENE

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Issue Date: May 13, 2014

Effective Date: May 13, 2014

On April 15, 2013, Kansas City Power & Light Company filed with the Missouri Public Service Commission ("Commission") its 2013 Annual Renewable Energy Standard Compliance Report pursuant to Commission Rule 4 CSR 240-20.100.

On April 30, 2014, Brightergy, LLC filed an application to intervene. Ten days have elapsed and no parties have objected to the application. The application satisfies all requirements of Commission Rule 4 CSR 240-2.075 and intervention will be granted, with a limitation.

The Commission opened this file for the annual report regarding renewable energy standards ("RES"). Upon the opening of such file, the Commission's regulations require notice.<sup>1</sup> a Staff report.<sup>2</sup> and the opportunity for comment from "any interested persons or entities".<sup>3</sup> Under that language, intervention is unnecessary for such persons to file comments on the report. However, the report is highly confidential in part, and highly confidential material is available only to a "party"<sup>4</sup>, which includes an intervenor.<sup>5</sup>

<sup>&</sup>lt;sup>1</sup> 4 CSR 240-20.100(7)(B)1.(C).

<sup>&</sup>lt;sup>2</sup> 4 CSR 240-20.100(7)(B)1.(D).

<sup>&</sup>lt;sup>3</sup> 4 CSR 240-20.100(7)(B)1.(E). <sup>4</sup> 4 CSR 240-2.135(5).

<sup>&</sup>lt;sup>5</sup> 4 CSR 240-2.010(10).

Brightergy, LLC is uniquely suited to comment on the RES report. Granting Brightergy, LLC's access to highly confidential information is likely to improve the quality of its comments. Therefore, granting the proposed intervention would serve the public interest.<sup>6</sup>

An investigation is all that this file includes. Though the Commission may issue a procedural schedule, no law requires any final order or any other further procedure on the filing of a RES report. Therefore, the Commission will grant intervention limited<sup>7</sup> to accessing the highly confidential versions of the RES report.

## THE COMMISSION ORDERS THAT:

1. The application to intervene filed by Brightergy, LLC, is granted as described in the body of this order.

2. This order shall become effective immediately upon issuance.

## BY THE COMMISSION

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Morris L. Woodruff Secretary



Michael Bushmann, Senior Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 13<sup>th</sup> day of May, 2014.

<sup>&</sup>lt;sup>6</sup> 4 CSR 240-2.075(3)(B).

<sup>&</sup>lt;sup>7</sup> 4 CSR 240-2.075(9).