

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

In the Matter of the Application of Kansas City Power & Light Company and KCP&L Greater Missouri Operations Company for the Issuance of an Accounting Authority Order Relating to their Electrical Operations and for a Contingent Waiver of the Notice Requirement of 4 CSR 240-4.020(2).) **File No. EU-2014-0077**

**JOINT LIST OF ISSUES, LIST OF WITNESSES, ORDER OF
CROSS-EXAMINATION, AND ORDER OF OPENING STATEMENTS**

COME NOW the Missouri Public Service Commission Staff (“Staff”), by and through undersigned counsel, Kansas City Power & Light Company (“KCP&L”) and KCP&L Greater Missouri Operations Company (“GMO”) (collectively, the “Companies”), the Office of the Public Counsel, Midwest Energy Consumers Group (“MECG”),¹ Missouri Industrial Energy Consumers (“MIEC”),² The Empire District Electric Company (“Empire”), and Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) (individually “Party,” collectively, “Parties”) and pursuant to the *Order Adopting Procedural Schedule* issued on October 22, 2013, hereby file this *Joint List Of Issues, List Of Witnesses, Order Of Cross-Examination, And Order Of Opening Statements (List of Issues, etc.)* and state as follows:

1. On October 22, 2013, the Missouri Public Service Commission (“Commission”) issued its *Order Adopting Procedural Schedule* (“Order”) which, inter alia, ordered the Parties to file a *List of Issues, etc.*, by January 7, 2014.

2. In response to the Commission’s Order, the Parties hereby file the following in this proceeding. In preparing this *List of Issues, etc.*, input has been solicited from each of the Parties. An effort has been made to list all of the issues and obtain consensus in the descriptions

¹ Alliant Techsystems, Inc., Praxair, Inc., Wal-Mart Stores, Inc., United States Gypsum Company, Cargill Incorporated, North Kansas City Hospital, Maxion Wheels, and KC Summit Technology.

² Bayer CropScience, Boehringer Ingelheim, Corn Products and Ford Motor Company.

of the issues. This has been a best effort to list and describe all the issues in this case. However, the individual Parties do not necessarily agree that every issue listed may be appropriate or necessary for Commission decision or well identified and characterized. The individual Parties will address such matters in their separate Statements of Positions to be later filed.

I. ISSUES

Issue 1: What standards and /or factors should be considered in granting or denying an AAO in this proceeding?

Issue 2: Should KCP&L and GMO be authorized an AAO to defer and record in Account 182 of the Federal Energy Regulatory Commission ("FERC") Uniform System of Accounts ("USOA") certain incremental transmission costs charged to them by the Southwest Power Pool ("SPP") and other providers of transmission service above the level included in current base rates or defer and record in USOA Account 254 said transmission costs below the amount included in current base rates, with the calculation of the deferrals beginning with the effective date of rates in the Companies' last general rate case proceedings, which was January 26, 2013, as proposed by KCP&L and GMO?

a. Are there mitigating factors affecting the current operations and earnings levels of KCP&L and GMO that are relevant to the KCP&L and GMO request for AAOs?

Issue 3: Should KCP&L and GMO be authorized to include carrying costs based on the Companies' latest approved weighted average cost of capital on the balances in this regulatory asset or regulatory liability of transmission costs as proposed by KCP&L and GMO?

Issue 4: Should KCP&L and GMO be authorized to defer such amounts in a separate regulatory asset or regulatory liability with the disposition to be determined in each Company's next general rate case?

Issue 5: Should KCP&L and GMO be authorized trackers for their transmission costs in this proceeding rather than AAOs?

Issue 6: If the Commission grants KCP&L and/or GMO AAOs or trackers, should it also adopt all or any of the following conditions proposed by Staff and addressed by one or more of the other Parties?

1. That the deferral reflects both transmission revenues and expenses, and thereby be based upon the level of net transmission costs experienced by KCP&L and GMO.
2. That KCP&L and GMO provide to all parties in this case on a monthly basis copies of billings from SPP for all SPP rate schedules that contain charges and revenues that will be included in the deferral and report, per its general ledger, all expenses and

revenues included in the deferral by month by FERC USOA account and KCP&L/GMO subaccount or minor account. KCP&L and GMO shall also provide, on no less than a quarterly basis, the internally generated reports it relies upon for management of its ongoing levels of transmission expenses and revenues. KCP&L and GMO shall also notify the Parties of any changes to its existing reporting or additional internal reporting instituted to manage its transmission revenues and expenses.

3. That KCP&L and GMO maintain an ongoing analysis and quantification of all benefits and savings associated with participation in SPP not otherwise passed on to retail customers between general rate proceedings.

4. That KCP&L and GMO maintain documentation of its efforts to minimize the level of costs deferred under any AAOs or trackers authorized for it.

5. That all ratemaking considerations regarding transmission revenue and expense amounts deferred by the Company pursuant to Commission authorization be reserved to the next KCP&L and GMO rate proceedings, including examination of the prudence of the revenues and expenses.

6. That an amortization to expense over a 60-month period of the amounts accumulated in any deferral commence on KCP&L's and GMO's books in the first full calendar month following Commission approval of the AAOs or trackers.

7. That deferrals addressed by the AAOs or trackers cease when KCP&L or GMO report it is earning at or in excess of its authorized ROE on a twelve-month rolling forward average basis in quarterly earnings "surveillance" reporting on an overall basis. Deferrals addressed by the AAOs or trackers begin again when KCP&L or GMO report it is below its authorized ROE on a twelve-month rolling forward average basis in quarterly earnings "surveillance" reporting on an overall basis.

II. ORDER OF OPENING STATEMENTS

1. KCP&L-GMO
2. Empire
3. Ameren Missouri
4. Staff
5. OPC
6. MIEC
7. MECG

III. ORDER OF WITNESSES

Tuesday, January 28, 2014

A. KCP&L-GMO

1. Ryan A. Bresette – KCP&L-GMO - Direct
2. John R. Carlson – KCP&L-GMO - Direct & Surrebuttal
3. Darrin R. Ives – KCP&L-GMO - Direct & Surrebuttal

B. Staff

1. Michael L. Stahlman – Staff - Rebuttal
2. Mark L. Oligschlaeger – Staff – Rebuttal

C. OPC

1. William Addo – OPC - Rebuttal

D. MIEG-MIEC

1. Greg R. Meyer – MIEC-MEG - Rebuttal

Wednesday, January 29, 2014

(Complete remaining witnesses, if necessary)

IV. ORDER OF CROSS-EXAMINATION

KCP&L-GMO Witnesses – Bresette, Carlson, and Ives

Ameren Missouri, Empire, Staff, OPC, MIEC, MIEG

Staff Witnesses – Stahlman and Oligschlaeger

MIEC, MIEG, OPC, Ameren Missouri, Empire, KCP&L-GMO

OPC Witness – Addo

MIEC, MIEG, Staff, Ameren Missouri, Empire, KCP&L-GMO

MIEC-MIEG Witness – Meyer

OPC, Staff, Ameren Missouri, Empire, KCP&L-GMO

WHEREFORE, the Staff, KCP&L and GMO, OPC, MIEC, MIEG, Empire and Ameren Missouri hereby submit their *Joint List of Issues, List Of Witnesses, Order Of Cross-Examination, And Order Of Opening Statements* pursuant to the *Order Adopting Procedural Schedule* issued on October 22, 2013, for consideration by the Commission.

Respectfully submitted,

Roger W. Steiner, Mo. Bar No. 39586
Corporate Counsel
Kansas City Power & Light Company
1200 Main – 16th Floor
Kansas City, Missouri 64105
(816) 556-2314 (Phone)
(816) 556-2787 (Fax)
roger.steiner@kcpl.com

James M. Fischer, Mo. Bar No. 27543
Fischer & Dority, PC
101 Madison, Ste. 400
Jefferson City, MO 65101
(573) 636-6758 (Phone)
(573) 636-0383 (Fax)
fischerpc@aol.com

**Attorneys For Kansas City Power &
Light Company and KCP&L Greater
Missouri Operations Company**

Edward F. Downey, Mo. Bar No. 28866
Bryan Cave LLP
221 Bolivar Street, Ste. 101
Jefferson City, MO 65101
(573) 556-6622 (Phone)
(573) 556-7442 (Fax)
efdowney@bryancave.com
Diana Vuylsteke, Mo. Bar No. 42419
Bryan Cave LLP
211 N. Broadway, Ste. 3600
St. Louis, MO 63102
(314) 259-2543 (Phone)
(314) 259-2020 (Fax)
dmvuylsteke@bryancave.com

**Attorneys for the Missouri
Industrial Energy Consumers**

James B. Lowery, Mo. Bar No. 40503
Smith Lewis, LLP
111 South Ninth Street, Ste. 200
P.O. Box 918
Columbia, MO 65205-0918

/s/ Steven Dottheim
Steven Dottheim, Mo. Bar No. 29149
Chief Deputy Staff Counsel
P.O. Box 360
Jefferson City, MO 65102-0360
(573) 751-7489 (Phone)
(573) 751-9285 (Fax)
steve.dottheim@psc.mo.gov

**Attorney for the Staff of the
Mo. Public Service Commission**

Lewis R. Mills, Jr., Mo. Bar No. 35275
Public Counsel
P.O. Box 2230
200 Madison Street, Suite 650
(573) 751-1304 (Phone)
(573) 751-5562 (Fax)
lewis.mills@ded.mo.gov

Office of the Public Counsel

David L. Woodsmall, Mo. Bar No. 40747
Woodsmall Law Office
807 Winston Court
Jefferson City, MO 65101
(573) 797-0005 (Phone)
(573) 635-7523 (Fax)
david.woodsmall@woodsmalllaw.com

**Attorney for the Missouri Energy
Consumers Group**

Dean L. Cooper, Mo. Bar No. 36592
Brydon, Swearingen & England P.C.
312 E. Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102
(573) 635-7166 (Phone)
(573) 635-3847 (Fax)
dcooper@brydonlaw.com
**Attorney for The Empire District
Electric Company**

(573) 443-3141 (Phone)
(573) 442-6686 (Fax)
jlowery@smithlewis.com
Thomas M. Byrne, Mo. Bar No. 33340
Director – Assistant General Counsel
Ameren Services Company
1901 Chouteau Avenue (MC 1310)
St. Louis, MO 63103
P.O. Box 66149
St. Louis, MO 63166-6149
(314) 554-2514 (Phone)
(314) 554-4014 (Fax)
tbyrne@ameren.com
Attorneys for Ameren Missouri

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing *List Of Issues, List Of Witnesses, Order Of Cross-Examination, And Order Of Opening Statements* have been transmitted electronically to all counsel of record this 7th day of January, 2014.

/s/ Steven Dottheim