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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

September 10, 2014
Jefferson City, Missouri
Volume 2

In the Matter of the Application)
of Kansas City Power & Light)
Company for the Issuance of an)Case No. EU-2014-0255
Order Authorizing Construction)
Accounting Relating to its)
Electrical Operations)

JUDGE KIM S. BURTON, Presiding
REGULATORY LAW JUDGE

REPORTED BY: Monnie S. Mealy, CCR, CSR, RPR
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1 P R O C E E D I N G S

2 JUDGE BURTON: Let's go ahead and go on
3 the record In the Matter of the Application Of
4 Kansas City Power & Light Company for the Issuance
5 of an Order Authorizing Construction Accounting
6 Relating to its Electrical Operations. This Is
7 File No. EU-2014-0255.

8 The Commission has set this time, 1:00 on
9 September 10th, 2014, for a pre-hearing conference
10 in this matter.

11 At this point, I would ask that all the
12 parties enter their appearance for the record.
13 We'll begin with Kansas City Power & Light Company.

14 MR. HACK: Appearing for KCP&L, Robert
15 Hack, 1200 Main, Kansas City, Missouri.

16 JUDGE BURTON: Thank you. And on behalf
17 of the Missouri Public Service Commission Staff?

18 MR. WILLIAMS: Nathan Williams, Post
19 Office Box 360, Jefferson city, Misosuri, 65102.

20 JUDGE BURTON: Thank you. And on behalf
21 of the Office of the Public Counsel?

22 MR. OPITZ: Tim Opitz for the Office of
23 Public Counsel, P.O. Box 2230, Jefferson City,
24 Missouri, 65102.

25 JUDGE BURTON: And on behalf of Midwest

1 Energy Consumers Group?

2 MR. WOODSMALL: David Woodsmall appearing
3 on behalf of MEGC.

4 JUDGE BURTON: Missouri Industrial Energy
5 Consumers?

6 MR. DOWNEY: Edward Downey, 221 Bolivar,
7 Suite 101, Jefferson City, Missouri, 65101.

8 JUDGE BURTON: And am I missing anyone
9 else? Okay. Seeing no hands -- now, the reason I
10 called this is we do have before us currently the
11 Staff's request for ruling on an objection.

12 This involves a Data Request Staff
13 submitted, I believe it's No. 25, to Kansas City
14 Power & Light Company. And we also have the issues
15 concerning a procedural schedule. So let's go
16 ahead and start with the issue of concerning the
17 Data Request.

18 MR. HACK: Can I interrupt just briefly?

19 JUDGE BURTON: Yes, please.

20 MR. HACK: And maybe -- we haven't had a
21 chance to confer, so if I'm going off the
22 reservation, just let me know.

23 We've continued to have discussions among
24 the parties, substantive settlement type
25 discussions. And, in fact, Kansas City Power &

1 Light provided what I think is -- what I hope is a
2 comprehensive settlement proposal to the parties
3 yesterday, yesterday morning, I think.

4 And before kind of joining the issues --
5 and I know we have -- we've done this before. So
6 -- so I don't -- I don't do it light -- you know,
7 with -- without thinking about it.

8 I think we'd perhaps like a chance to have
9 a conversation before kind of making you rule on
10 anything --

11 JUDGE BURTON: Okay.

12 MR. HACK: -- or asking you to rule on
13 anything. Is that copacetic with -- with Counsel
14 here?

15 MR. WOODSMALL: Works for me.

16 MR. WILLIAMS: I think, although, if we're
17 not -- moving towards -- substantially moving
18 towards settlement before the end of the day, I
19 think I would at least like to get a ruling as to
20 whether the Commission views that Staff has met the
21 procedural requirements with regard to the
22 objections since the company has argued that we
23 haven't stepped to all the requirements to compel,
24 and it should be treated in that manner. But I'm
25 not -- I don't think we need to have that ruling

1 immediately.

2 MR. HACK: Is that -- that okay with you,
3 Judge?

4 JUDGE BURTON: Yeah. That's fine. Let me
5 know when you are ready for a ruling on that issue.

6 MR. WILLIAMS: Okay.

7 JUDGE BURTON: And let's say -- what are
8 the thoughts as far as getting a procedural
9 schedule? I know that everyone in this room is
10 aware of the farther we push this out, the farther
11 it's going to be for an actual hearing.

12 And Office of Public Counsel and Staff
13 have both said that they would propose a date in
14 December. And, obviously, if the parties are
15 looking to confer and perhaps reach a settlement,
16 that might not be an issue.

17 MR. HACK: Right.

18 JUDGE BURTON: But I will say this. I
19 have no problem with the parties discussing and
20 reaching a settlement. I support that
21 whole-heartedly. But I would like to have a joint
22 proposed procedural schedule submitted to me --
23 let's take a look at the schedule.

24 Today is the 10th. Is the 17th, a week
25 from today, sufficient time for the parties to

1 continue to work on settlement?

2 MR. WILLIAMS: Well, the settlement we've
3 been discussing would be resolution of the request
4 itself, not the procedural schedule. I think the
5 likelihood of reaching an agreement about a
6 procedural schedule is -- given where the parties
7 are looks pretty slim.

8 MR. HACK: I mean, I've -- I hear you. I
9 mean, basically, you're saying, Give us something
10 that you guys can agree upon. And I think we can
11 do our best to meet that by the 17th. I think
12 that's fair.

13 MR. WILLIAMS: We're certainly willing to
14 try. But I'm not willing to assure you you're
15 going to get a joint proposal.

16 JUDGE BURTON: Well, I will say this. By
17 the 17th -- well, actually, I know we have the
18 symposium, so let's say the 18th to make it easier
19 for everyone on that.

20 If I don't have anything by the 18th, be
21 prepared for me to go ahead and issue a schedule.

22 MR. WILLIAMS: Well, I'm not suggesting --
23 well, you already have schedules from the parties.
24 You might get some changes, but --

25 JUDGE BURTON: So --

1 MR. HACK: We'll get you something by the
2 18th, either -- either agreed upon or two
3 proposals.

4 JUDGE BURTON: Okay. If we need to, in
5 those requests, if it looks like everything is not
6 copacetic, let me know if the parties would be
7 willing to consent to a phone conference on this
8 issue so that everyone can sort of avoid travel
9 time, if we need to just have a hearing on working
10 work out the scheduling procedures.

11 MR. HACK: Yep.

12 MR. WILLIAMS: Staff would have no problem
13 with that.

14 JUDGE BURTON: Does that work for everyone
15 else?

16 MR. DOWNEY: Yes.

17 MR. OPITZ: Yes.

18 MR. HACK: Yes.

19 JUDGE BURTON: Okay. Just so everyone is
20 aware, I'm going to go ahead and go off the record
21 after this, but the room is free until 2:30. I
22 apologize for the warmth. And I know some people
23 have other places to be, so feel free to use this
24 room until that time.

25 MR. HACK: Thank you.

1 MR. WILLIAMS: Thank you.

2 JUDGE WILLIAMS: And is there any other
3 additional matters we need to address while we're
4 on the record?

5 MR. HACK: I don't think so.

6 JUDGE BURTON: All right. Everyone, thank
7 you, and have a good day. We're going to go off
8 the record.

9 MR. DOWNEY: Thank you, Judge.

10 (The proceedings were concluded at 1:08 p.m. on
11 September 10, 2014.)
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1 REPORTER'S CERTIFICATE

2

3 STATE OF MISSOURI)

4) ss.

5 COUNTY OF OSAGE)

6

7 I, Monnie S. Mealy, Certified Shorthand Reporter,
8 Certified Court Reporter #0538, and Registered Professional
9 Reporter, within and for the State of Missouri, do hereby
10 certify that I was personally present at the proceedings as
11 set forth in the caption sheet hereof; that I then and there
12 took down in stenotype the proceedings had at said time and
13 was thereafter transcribed by me, and is fully and accurately
14 set forth in the preceding pages.

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20 _____
Monnie S. Mealy, CSR, CCR #0538

21 Registered Professional Reporter

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<p>A</p> <p>Accounting 10:9 12:5</p> <p>accurately 19:13</p> <p>actual 15:11</p> <p>additional 18:3</p> <p>address 18:3</p> <p>agree 16:10</p> <p>agreed 17:2</p> <p>agreement 16:5</p> <p>ahead 12:2 13:16 16:21 17:20</p> <p>apologize 17:22</p> <p>appearance 12:12</p> <p>appearing 12:14 13:2</p> <p>Application 10:7 12:3</p> <p>argued 14:22</p> <p>asking 14:12</p> <p>assure 16:14</p> <p>Attorney 11:10 11:14,21</p> <p>Authorizing 10:8 12:5</p> <p>avoid 17:8</p> <p>aware 15:10 17:20</p>	<p>17:19 18:6</p> <p>C</p> <p>C 11:1 12:1</p> <p>called 13:10</p> <p>caption 19:11</p> <p>Case 10:8</p> <p>CCR 10:19 19:20</p> <p>certainly 16:13</p> <p>CERTIFICATE 19:1</p> <p>Certified 19:7,8</p> <p>certify 19:10</p> <p>chance 13:21 14:8</p> <p>changes 16:24</p> <p>city 10:5,7,22 11:4,8,9,12,15 11:23 12:4,13 12:15,19,23 13:7,13,25</p> <p>Commission 10:1 11:1,2 12:8,17 14:20</p> <p>company 10:8 11:9 12:4,13 13:14 14:22</p> <p>compel 14:23</p> <p>comprehensive 14:2</p> <p>concerning 13:15 13:16</p> <p>concluded 18:10</p> <p>confer 13:21 15:15</p> <p>conference 10:4 12:9 17:7</p> <p>consent 17:7</p> <p>Construction 10:8 12:5</p> <p>Consumers 11:13,18 13:1,5</p> <p>continue 16:1</p> <p>continued 13:23</p> <p>conversation 14:9</p> <p>copacetic 14:13</p>	<p>17:6</p> <p>Counsel 11:5,6 12:21,23 14:13 15:12</p> <p>COUNTY 19:5</p> <p>Court 19:8</p> <p>CSR 10:19 19:20</p> <p>currently 13:10</p> <p>D</p> <p>D 12:1</p> <p>Data 13:12,17</p> <p>date 15:13</p> <p>David 11:14 13:2</p> <p>day 14:18 18:7</p> <p>December 15:14</p> <p>discussing 15:19 16:3</p> <p>discussions 13:23 13:25</p> <p>Downey 11:20 13:6,6 17:16 18:9</p> <p>E</p> <p>E 11:1,1,15 12:1 12:1</p> <p>easier 16:18</p> <p>Edward 11:20 13:6</p> <p>either 17:2,2</p> <p>Electrical 10:9 12:6</p> <p>Energy 11:13,18 13:1,4</p> <p>enter 12:12</p> <p>EU-2014-0255 10:8 12:7</p> <p>F</p> <p>fact 13:25</p> <p>fair 16:12</p> <p>far 15:8</p> <p>farther 15:10,10</p> <p>feel 17:23</p> <p>File 12:7</p> <p>fine 15:4</p>	<p>forth 19:11,14</p> <p>free 17:21,23</p> <p>fully 19:13</p> <p>G</p> <p>G 12:1</p> <p>getting 15:8</p> <p>Give 16:9</p> <p>given 16:6</p> <p>go 12:2,2 13:15 16:21 17:20,20 18:7</p> <p>going 13:21 15:11 16:15 17:20 18:7</p> <p>good 18:7</p> <p>Group 11:13 13:1</p> <p>guys 16:10</p> <p>H</p> <p>Hack 11:10 12:14,15 13:18 13:20 14:12 15:2,17 16:8 17:1,11,18,25 18:5</p> <p>hands 13:9</p> <p>hear 16:8</p> <p>hearing 15:11 17:9</p> <p>hereof 19:11</p> <p>High 11:15</p> <p>hope 14:1</p> <p>I</p> <p>immediately 15:1</p> <p>Industrial 11:18 13:4</p> <p>interrupt 13:18</p> <p>involves 13:12</p> <p>Issuance 10:8 12:4</p> <p>issue 13:16 15:5 15:16 16:21 17:8</p> <p>issues 13:14 14:4</p>	<p>J</p> <p>J 11:10</p> <p>Jefferson 10:5,22 11:4,8,15,23 12:19,23 13:7</p> <p>joining 14:4</p> <p>joint 15:21 16:15</p> <p>Judge 10:12,13 12:2,16,20,25 13:4,8,19 14:11 15:3,4,7,18 16:16,25 17:4 17:14,19 18:2,6 18:9</p> <p>K</p> <p>Kanas 11:9</p> <p>Kansas 10:7 11:12 12:4,13 12:15 13:13,25</p> <p>KCP&L 12:14</p> <p>KIM 10:12</p> <p>kind 14:4,9</p> <p>know 13:22 14:5 14:6 15:5,9 16:17 17:6,22</p> <p>L</p> <p>Law 10:13 11:10 11:14,21</p> <p>let's 12:2 13:15 15:7,23 16:18</p> <p>light 10:7 11:9 12:4,13 13:14 14:1,6</p> <p>likelihood 16:5</p> <p>Litigation 10:20</p> <p>look 15:23</p> <p>looking 15:15</p> <p>looks 16:7 17:5</p> <p>M</p> <p>Madison 11:3,7</p> <p>Main 11:11 12:15</p> <p>making 14:9</p> <p>manner 14:24</p>
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