

BEFORE THE PUBLIC SERVICE COMMISSION

STATE OF MISSOURI

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

February 15, 2012

Jefferson City, Missouri

Volume 1

In the Matter of

The Application of Kansas City)

Power & Light Company For The)

Issuance Of An Accounting) File No. EU-2012-0130

Authority Order Relating To Its)

Electrical Operations And For A)

Contingent Waiver Of The Notice)

Requirement Of 4 CSR 240-4.020(2))

RONALD PRIDGEN, Presiding

SENIOR REGULATORY LAW JUDGE

REPORTED BY:

NANCY L. SILVA, RPR, CCR

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1 JUDGE PRIDGEN: Good afternoon. We are
2 on the record. This is the prehearing conference in
3 Case No. EU-2012-0130. I'm Ron Pridgen. I'm the
4 regulatory law judge assigned to preside over this
5 prehearing conference. It's being held on
6 February 15, 2012, at 1:00 o'clock in the afternoon.
7 We're in the Governor Office Building in Jefferson
8 City, Missouri.

9 I would like to get oral entries of
10 appearance from counsel, please, beginning with Kansas
11 City Power & Light Company.

12 MR. FISCHER: Let the record reflect the
13 appearance of James M. Fischer of Fischer and Dority,
14 PC, 101 Madison Street, Suite 400, Jefferson City,
15 Missouri, appearing on behalf of the Company.

16 JUDGE PRIDGEN: Mr. Fisher, thank you.
17 On behalf of the Staff of the Commission,
18 please.

19 MS. McCLOWRY: Meghan McClowry and Nathan
20 Williams for the Staff of the Public Service
21 Commission. Our business address is P.O. Box 360,
22 Jefferson City, Missouri 65102.

23 JUDGE PRIDGEN: Ms. McClowry, thank you.
24 On behalf of the Office of the Public
25 Counsel, please.

1 MR. MILLS: On behalf of the Office of the
2 Public Counsel and the public, my name is Lewis
3 Mills. My address is P.O. Box 2230, Jefferson City,
4 Missouri 65102.

5 JUDGE PRIDGEN: Mr. Mills, thank you.

6 On behalf of Missouri Joint Municipal
7 Electric Utility Commission, please.

8 MR. HEALY: This is Doug Healy with the Law
9 Firm of Healy and Healy, 939 Boonville, Springfield,
10 Missouri 65810.

11 JUDGE PRIDGEN: Mr. Healy, thank you.

12 Praxair, Incorporated, please.

13 MR. CONRAD: On behalf of Praxair, Stuart
14 Conrad, Finnegan Conrad & Peterson. Our address is
15 3100 Broadway, Suite 1209, Kansas City, Missouri 64111
16 and, your Honor, I will provide the reporter with the
17 sheet with all that information. Thank you.

18 JUDGE PRIDGEN: Mr. Conrad, thank you.

19 Have I missed anyone?

20 (No response.)

21 JUDGE PRIDGEN: All right. I don't recall
22 any pending motions, any pending applications to
23 intervene, and so normally this is about the time I
24 would wrap up the on-the-record portion and let you
25 know you have access to this room and this phone for

1 as long as you need, and I'm up on the ninth
2 floor, if you have any scheduling issues or
3 problems.

4 Is there anything I can do for the
5 parties?

6 MR. WILLIAMS: Judge, I'll let you know
7 that Staff is going to propose that we have a
8 technical conference to get some information from
9 the Company regarding its application.

10 JUDGE PRIDGEN: Okay. And I don't
11 know -- I'll move the phone here in just a
12 moment. That was Mr. Williams from Staff. He
13 believes Staff would propose a technical
14 conference, in case those on the phone are unable
15 to hear.

16 Is there anything else I can do for the
17 parties before I excuse myself? Mr. Conrad.

18 MR. CONRAD: Judge, one item, and I
19 just checked here just a few moments ago, we are
20 still not able to access the HC materials. I
21 suspect that is because there hasn't been a formal
22 order or anything that the record center would do,
23 but I'd appreciate it if, in the meantime,
24 hopefully the Company can supply that.

25 I think there were a couple of numbers,

1 but they did file both HC and NP. I can only see
2 the NP stuff. If your Honor would be so kind as
3 to make whatever directive it is --

4 JUDGE PRIDGEN: Certainly.

5 MR. CONRAD: -- necessary to permit us
6 authorization of that, I would appreciate that.

7 JUDGE PRIDGEN: Certainly. And I
8 show -- I thought that I double-checked the docket
9 sheet. I show that the Commission allowed Praxair
10 intervention on January 23, so you should be able
11 to see it, and I will check with the data center
12 and see what the problem is.

13 Mr. Conrad, thank you.

14 Anything else I can do for the parties?

15 MR. MILLS: Judge, that brings me up to
16 one of the two things that I wanted to address on
17 the record today. First being, I don't think that
18 the Company has demonstrated any reason in its
19 applications why the figures that it's considered
20 highly-confidential should be highly-confidential,
21 so I think maybe when we're off the record they
22 can explain that to me.

23 JUDGE PRIDGEN: Okay.

24 MR. MILLS: I don't see any real
25 justification for it.

1 And second, just while we're on the
2 record, I just have to say this: Given the
3 Commission's recent decision in the MGE case,
4 given all the other cases that KCP&L has got going
5 on with us, I think it's unconscionable that KCP&L
6 is pursuing this accounting authority order.

7 It's simply taking up everybody's
8 resources for no good reason given the
9 Commission's MGE decision. It's just going to be
10 dragging me into something that the outcome is
11 pretty much foregone. I just wanted to put that
12 on the record, and I appreciate it.

13 JUDGE PRIDGEN: Mr. Mills, thank you.

14 Anything I can do for the parties
15 before the court reporter and I excuse ourselves?
16 No?

17 (No response.)

18 JUDGE PRIDGEN: All right. I'll ask
19 everybody on the phone to please stay on the line
20 and we will go off the record. That is the end of
21 the on-the-record portion of the prehearing
22 conference in EU-2012-0130.

23 Thank you. We are off the record.

24 (The hearing concluded.)
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CERTIFICATE

I, Nancy L. Silva, RPR, a Certified Court Reporter, CCR No. 890, the officer before whom the foregoing hearing was taken, do hereby certify that the witness whose testimony appears in the foregoing hearing was duly sworn; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Nancy L. Silva, RPR, CCR

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