

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

In the Matter of the Compliance of Kansas City)
Power & Light Company with Certain Requirements) **File No. EO-2019-0047**
Related to SB 564 and Related Matters)

ORDER GRANTING APPLICATION TO INTERVENE

Issue Date: March 25, 2019

Effective Date: March 25, 2019

Section 393.1400.4, RSMo, requires Kansas City Power & Light Company (KCP&L) to file a Five-Year Capital Investment Plan by February 28 of each year. KCP&L filed its Plan for 2019 on February 28, 2019. Parts of that plan were filed as confidential under the Commission’s confidential information rule, 4 CSR 240-2.135. A provision of that rule, 4 CSR 240-2.135(6), allows confidential information to be disclosed to the attorney of record for a party to a case, as well as to subject-matter experts for those parties.

On March 12, the Natural Resources Defense Council (NRDC) applied to intervene. More than ten days have passed since NRDC applied to intervene and no party has responded to that application.¹

Section 393.1400.4, RSMo, requires KCP&L to file its Plan and to file a response to feedback received from stakeholders at a public meeting. The statute does not give the Commission authority to approve or disapprove the Plan, and it does not authorize or require the Commission to conduct a hearing regarding the Plan. As a result, this is not a contested case. If not for the need to keep certain information confidential, there would be no need for any party to intervene in this file. But, granting party status to the proposed intervenor is the best way to control disclosure of the confidential information filed by

KCP&L. For that reason, the Commission finds that allowing NRDC to intervene will serve the public interest. Therefore, in accordance with Commission rule 4 CSR 240-2.075(3), the Commission will grant the application to intervene.

THE COMMISSION ORDERS THAT:

1. The Motion to Intervene of the Natural Resources Defense Council is granted.
2. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Morris L. Woodruff, Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 25th day of March, 2019.

¹ Commission Rule 4 CSR 240-2.080(13) allows parties ten days to respond to any pleading unless otherwise ordered by the Commission.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission,
at Jefferson City, Missouri, this 25th day of March 2019.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

March 25, 2019

File/Case No. EO-2019-0047

Missouri Public Service Commission
Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel
Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@ded.mo.gov

Kansas City Power & Light Company
Robert Hack
1200 Main, 19th Floor
P.O. Box 418679
Kansas City, MO 64141-9679
rob.hack@kcpl.com

Kansas City Power & Light Company
Roger W Steiner
1200 Main Street, 16th Floor
P.O. Box 418679
Kansas City, MO 64105-9679
roger.steiner@kcpl.com

Missouri Public Service Commission
Whitney Payne
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
whitney.payne@psc.mo.gov

Natural Resources Defense Council
Henry B Robertson
319 N. Fourth St., Suite 800
St. Louis, MO 63102
hrobertson@greatriverslaw.org

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



Morris L. Woodruff
Secretary

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.