

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

In the Matter of the Application of Kansas City)
Power & Light Company for Approval to Make)
Certain Changes in its Charges for Electric) **Case No. ER-2010-0355**
Service to Implement its Regulatory Plan.)

In the Matter of the Application of KCP&L)
Greater Missouri Operations Company for) **Case No. ER-2010-0356**
Approval to Make Certain Changes in its)
Charges for Electric Service.)

STAFF'S MOTION TO FILE LATE EXHIBIT

COMES NOW the Staff of the Missouri Public Service Commission, by and through counsel, and for its Motion File late Exhibit GMO 265, states as follows:

1. Staff requested the Commission take official notice of a Judgment filed in the United States District Court, Central District of California versus Richard G. Engel, Case No. CV05-5422.¹

2. Official notice of the Judgment was granted and Staff was Ordered to provide a late filed exhibit previously marked as GMO 265 and the Company would have an opportunity to object after the document is filed.²

3. Staff has provided documents that provide an official copy of the Default Judgment against Defendant Richard G. Engel in case CV05-5422 and an Abstract of Judgment from the above styled case. (*see attached as GMO 265(a) and (b).*)

4. Staff is waiting on additional documents from the United States District Court, Central District of California and will supplement as necessary.

¹ Tr. 4382, lines 1-5

² Tr. 4382, lines 24-25 and Tr. 4383, lines 1-5

WHEREFORE, Staff requests that the Commission grant Motion to file the late exhibit
GMO 265 in Case ER-2010-0356.

Respectfully submitted,

/S/ ANNETTE SLACK

Annette Slack
Chief Litigation Counsel
Missouri Bar No. 50601

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered,
transmitted by facsimile or electronically mailed to all counsel of record this 22nd day of March,
2011.

/S/ ANNETTE SLACK

1 GEORGE S. CARDONA
2 Acting United States Attorney
3 SANDRA R. BROWN
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JS-6 send

ORIGINAL

FILED
CLERK, U.S. DISTRICT COURT
APR 23 2007
CENTRAL DISTRICT OF CALIFORNIA
DEPUTY

Attorneys for United States of America

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

DOCKETED ON CM
APR 25 2007
BY W 012

12 UNITED STATES OF AMERICA,) Case No. CV 05-5422 JSL (MCx)
13 Plaintiff,) [PROPOSED]
14 vs.) DEFAULT JUDGMENT AGAINST
15 RICHARD G. ENGEL,) DEFENDANT RICHARD G. ENGEL
16 Defendant.)

LODGED
CLERK, U.S. DISTRICT COURT
APR 27 2007
CENTRAL DISTRICT OF CALIFORNIA
DEPUTY

17 Plaintiff United States of America's Application for Default
18 Judgment by Clerk against Defendant Richard G. Engel, came before
19 the Court, the Honorable J. Spencer Letts, United States District
20 Judge, presiding. After careful consideration of the papers
21 filed in support of the application, all matters properly part of
22 the record, and good cause appearing therefore,
23

24 IT IS ORDERED AND ADJUDGED that Defendant Richard G. Engel
25 is liable to the United States of America, Internal Revenue
26 Service, for unpaid Federal income taxes for the taxable year
27 1993 and the Trust Fund Recovery Penalty for the quarter ending
28 March 31, 1994, in the amount of \$3,856,190.19, including

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1 assessed penalties and interest as of July 31, 2005, plus
2 accruing assessed and unassessed penalties and interest after the
3 dates of assessment ~~for the~~ for unpaid Federal income taxes for
4 the taxable year 1993 and the Trust Fund Recovery Penalty for the
5 quarter ending March 31, 1994, in accordance with law.

6
7 Dated: 4/23/07 Spencer Letts
8 J. SPENCER LETTS
United States District Judge

9 Presented By:
10 GEORGE S. CARDONA
11 Acting United States Attorney
12 SANDRA R. BROWN
13 Assistant United States Attorney
Chief, Tax Division

14 Kathryn A. Meyer
KATHRYN A. MEYER
15 Special Assistant United States Attorney
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1 RE: UNITED STATES OF AMERICA v. RICHARD G. ENGEL

2
3 CASE NO.: CV 05-5422 JSL (MCx)

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5 Service List

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