

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Compliance of KCP&L Greater Missouri Operations Company with Certain Requirements Related to SB 564 and Related Matters )  
 ) **File No. EO-2019-0045**  
 )

## ORDER GRANTING APPLICATION TO INTERVENE

Issue Date: April 16, 2019

Effective Date: April 16, 2019

Section 393.1400.4, RSMo, requires KCP&L Greater Missouri Operations Company (GMO) to file a Five-Year Capital Investment Plan by February 28 of each year. GMO 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 April 3, the Missouri Industrial Energy Consumers (MIEC) applied to intervene. More than ten days have passed since MIEC applied to intervene and no party has responded to that application.<sup>1</sup>

Section 393.1400.4, RSMo, requires GMO 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 GMO.

For that reason, the Commission finds that allowing MIEC 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 Application to Intervene of the Missouri Industrial Energy Consumers 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 16<sup>th</sup> day of April, 2019.

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<sup>1</sup> 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 16<sup>th</sup> day of April 2019.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**April 16, 2019**

**File/Case No. EO-2019-0045**

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

*Sincerely,*



**Morris L. Woodruff**  
**Secretary**

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