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BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Aquila, Inc.,)	
d/b/a KCP&L Greater Missouri Operations)	Case No. ER-2009-0090
Company, for Approval to Make Certain)	Tariff No. JE-2009-0193
Changes in its Charges for Electric Service)	

APPLICATION TO INTERVENE OUT OF TIME WITH SUGGESTIONS

COME NOW International Brotherhood of Electrical Workers, Local Unions No. 412, 1464, and 1613, ("Locals 412, 1464, and 1613" or the "Locals") by and through their counsel, Blake & Uhlig, P.A., and respectfully submit this Application to Intervene Out of Time With Suggestions pursuant to Rule 82-1-225, Rules of Practice and Procedure. In support of this Application, the Petitioners state as follows:

- 1. Locals 412, 1464 and 1613 are voluntary organizations doing business and representing employees in the State of Missouri. The Locals are also labor organizations as defined in the National Labor Relations Act, as amended, 29 U.S.C. § 152, et seq. The Locals have separate collective bargaining agreements with Kansas City Power & Light Company and represent certain employees of KCP&L.
- 2. The names, addresses and telephone numbers of the Petitioners seeking leave to intervene are:

Bill McDaniel, Business Manager IBEW Local Union No. 412 6200 Connecticut, Suite 105 Kansas City, Missouri 64120 (816) 231-4530

Darrell McCubbins, Business Manager IBEW Local Union No. 1464 6200 Connecticut, Suite 105 Kansas City, Missouri 64120 (816) 231-1464

Mike Long, Business Manager IBEW Local Union No. 1613 6200 Connecticut, Suite 105 Kansas City, Missouri 64120 (816) 241-1613

Counsel:

Jane L. Williams
James R. Waers
Blake & Uhlig, P.A.
753 State Avenue
Suite 475
Kansas City, Kansas 66101
(913) 321-8884

- 3. The Petitioners request that service be made to the Petitioners and their counsel.
- 4. The Petitioners represent employees who may be affected by Orders entered by the Commission in this proceeding, and, accordingly, the Petitioners and the employees they represent are interested parties in this proceeding. The Petitioners herein and the employees they represent have a direct interest in this proceeding which is different from that of the general public, and which interests cannot be adequately represented by any other party.
- 5. The Petitioners have no current position regarding the Application herein. However, to the extent that said Application may impact on the wages, benefits, and terms and conditions of employment of the employees that the Petitioners represent, Petitioners reserve the right to participate in the proceedings to the extent necessary to protect the interests of their members.
- 6. On September 12, 2008, the Missouri Public Service Commission issued its Order Directing Filing and Directing Notice directing the filing of any Application to Intervene no later than October 2, 2008.

- 7. The Locals and their Counsel did not receive notice of this Order until just before the October 2, 2008 deadline had passed.
 - 8. No party will be adversely affected if this Petition is granted.

WHEREFORE, having stated the grounds for intervention, their position and interest in this proceeding, the International Brotherhood of Electrical Workers, Local Unions No. 412, 1464; and 1613 hereby request that the Commission:

- A. Grant them leave to intervene in this proceeding on their behalf and on behalf of their members and to be heard at such time as the Commission may fix; and
- B. In all respects be a party to this proceeding.Dated this 7th day of October, 2008.

Respectfully submitted,

BLAKE & UHLIG, P.A. 753 State Avenue Suite 475 Kansas City, Kansas 66101 (913) 321-8884

2500 Holmes Kansas City, Missouri 64108 (816) 472-8883

> James R. Waers, Mo. Bar No. 53291 James R. Waers, Mo. Bar No. 26220

ATTORNEYS FOR IBEW LOCALS 412, 1464, AND 1613

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing *Application to Intervene Out of Time With Suggestions* was served upon all parties to this action, either by U.S. Mail, Hand-delivered, transmitted by Facsimile or electronically mailed, this 7th day of October, 2008, addressed as follows:

Colleen M. Dale, Secretary Missouri Public Service Commission Post Office Box 360 Jefferson City, Missouri 65102

James M. Fischer, Esq. Fischer & Dority, P.C. 101 Madison Street, Suite 400 Jefferson City, Missouri 65101

Office of the Public Counsel Post Office Box 2230 Jefferson City, Missouri 65102

Attorney for IBEW 412, 1464, and 1613