

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

In the Matter of)	
Kansas City Power & Light Company's)	File No. ER-2012-0174
Request for Authority to Implement)	Tracking No. YE-2012-0404
A General Rate Increase for Electric Service)	

and

In the Matter of)	
KCP&L Greater Missouri Operations Company's)	File No. ER-2012-0175
Request for Authority to Implement)	Tracking No. YE-2012-0405
General Rate Increase for Electric Service)	

**ORDER CONSOLIDATING CASES FOR HEARING AND SETTING
PROCEDURAL SCHEDULE, AND AMENDED NOTICE OF HEARING**

Issue Date: April 26, 2012

Effective Date: April 26, 2012

The Missouri Public Service Commission is, on consideration of the parties' proposals,¹ consolidating these files for evidentiary hearing and setting the procedural schedule. The parties propose to set the evidentiary hearing back two days from the dates originally proposed, so the procedural schedule reflects that two-day adjustment in succeeding dates. To facilitate the preparation of briefs, the Commission will order expedited daily transcripts of the evidentiary hearing. To more accurately measure rate case expense, the Commission will order the filing of periodic reports that may constitute an exception to the relevant periods as otherwise ordered.

¹ The parties' proposals are in the *Proposed Procedural Order* that Staff filed on March 13, 2012; the suggestions made at the scheduling conference convened on April 24, 2012; and the *Modified Procedural Schedule* that Staff filed on April 24, 2012.

THE COMMISSION ORDERS THAT:

1. Procedural Schedule. The procedural schedule shall be as set forth in the appendix to this order and amended notice.

2. Consolidation. File Nos. ER-2012-0174 and ER-2012-0175 are consolidated for hearing only.

3. Complaint Reports. The Commission's Consumer Services Department shall prepare a report identifying and describing all complaints, formal or informal, filed against Kansas City Power & Light Company ("KCPL") or KCP&L Greater Missouri Operations Company ("GMO") (together, "companies") or both. The First Complaint report shall address the period between approval of the companies' last rate increase through the filing this action. The Second Complaint Report shall address the period beginning with the filing of this action through filing of the Second Complaint report.

4. Conference and Evidentiary Hearing Location. The evidentiary hearing and conferences shall convene in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. That building meets accessibility standards required by the Americans with Disabilities Act. Any person requiring additional accommodations to participate in any hearing shall call the Missouri Public Service Commission's Hotline at 800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

5. Conferences. Each conference shall convene at 10:00 a.m. Any party may participate in any conference by telephone. Any party that wishes to participate in a conference by telephone may do so by calling 573-526-6207 (local) or 866-630-9356 (toll-free) at the time set for the conference.

a. Discovery Conferences. Any discovery conference shall be on the record and transcribed. Each party shall bring a complete list of all

outstanding data requests and other discovery to each discovery conference. Any party participating by phone shall provide to the Regulatory Law Judge (“RLJ”) and all other parties a complete list of all outstanding data requests and other discovery no later than one day prior to the conference. No party is required to appear at any discovery conference, but any party that does not appear shall have waived any claim or defense as to any discovery or response served as of the day before the conference. The telephone line will be available each day until noon.

b. Informal Conferences. Any informal conference shall be not on the record and not transcribed. The parties may convene the conference without the RLJ. The telephone line will be available each day until 5:00 p.m.

c. Settlement Conference. Each party shall appear through a representative with full authority to settle. The telephone line will be available each day until 5:00 p.m.

6. Local Public Hearings. Local public hearings shall be set by separate order.

7. Discovery Cut-Off. Any motion for reconsideration of any discovery ruling is due no later than five business days after issuance of the ruling.

8. Lists of Issues. The Commission’s staff (“Staff”) shall draft in co-operation with the other parties, and file, a list of issues. Every other party shall either join in Staff’s list of issues or separately file a list of issues. Any list of issues shall set forth related issues as follows.

- a. If the determination of an issue is preliminary to the determination of other issues, such other issues shall be listed below such preliminary issue.
- b. Any matter not included in a list of issues shall be presumed to require no determination by the Commission.

9. Order of Witnesses and Cross Examination. Each party shall serve upon Staff a list of witnesses to appear on each day of each hearing and the order in which parties propose to call such witnesses. Staff shall compile and file the list. Any party may file a motion, jointly or separately, proposing the order of cross-examination.

10. Position Statements. Each party shall file a position statement. Any party's position statement shall address issues in the order set forth in such party's list of issues. No party's position statement shall include argument on the merits of any party's position. For any issue upon which any party intends to present evidence or cross-examination, such party shall:

- a. Set forth its proposed outcome,
- b. Cite any law supporting such outcome,
- c. Allege any facts relevant under such law, and
- d. Identify any witness offering evidence supporting such allegations,
- e. Refer by specific page to pre-filed testimony containing such evidence.

11. Settlement. Settlement shall not be grounds for a continuance of the hearing unless the settlement resolves all issues in all lists of issues, no party objects to the settlement, and the final written document embodying the settlement is on file with the Commission.

12. Rate Case Expense Reports. The companies shall file a report of their litigation expenses incurred in File No. ER-2012-0175 and File No. ER-2012-0174, excluding any issue under File No. EU-2012-0130, as of the dates listed in the procedural schedule.

13. Evidentiary Hearing and Exhibits. The Commission will convene the evidentiary hearing at 8:30 a.m. on the days set forth in the procedural schedule as needed. No later than the day before the evidentiary hearing, each party shall pre-mark such party's exhibits as follows and provide a listing of such exhibits to all other parties. Each party shall:

- a. Mark its pre-filed testimony as exhibits but need not pre-mark any other exhibit.
- b. Number its exhibits sequentially, with a shorthand indication of the party's name as part of the exhibit number, separated from the number by a dash.
- c. Bring an adequate number of copies of any exhibit that the party intends to offer into evidence at the hearing as follows.
 - i. Pre-filed Exhibits: One copy for the reporter.
 - ii. Exhibits Not Pre-filed: One copy for the reporter, one copy for the RLJ, copies for five Commissioners, and copies for all counsel.

14. Expedited Transcripts. Transcripts for any day of the evidentiary and true-up hearing shall be expedited and filed no later than the third business day after such day's testimony. Any party desiring more expedited preparation shall file a motion no later than five calendar days before the hearing date.

15. Briefs. Any initial post-hearing brief shall include proposed findings of fact with supporting references to the record, and proposed conclusions of law with citations to authority. Any party's brief shall follow that party's list of issues.

16. Effective Date. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Daniel Jordan, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 26th day of April, 2012.

Appendix

DATE	ER-2012-0174 (KCPL)	ER-2012-0175 (GMO)
DATE	EVENT	
May 4	Supplemental Direct Testimony related to consolidated File No. EU-2012-0130 only	
May 17	First Complaint Report	First Complaint Report
May 31	Discovery Conference	
June 28	Discovery Conference	
July 25	Discovery Conference	
August 2	Non-Utility Direct Testimony: All Issues Other Than Rate Design	
August 9		Non-Utility Direct Testimony: All Issues Other Than Rate Design
August 16	Non-Utility Direct Testimony: Rate Design	
August 21		Non-Utility Direct Testimony: Rate Design
August 22-October 5	Local Public Hearings	
August 22–24	Informal Conference: Revenue Requirement	
August 29–30	Informal Conference: Rate Design	
September 5	Rebuttal Testimony	
September 6	Discovery Conference	
September 12		Rebuttal Testimony
September 13	Second Complaint Report	Second Complaint Report
September 14	Informal Conference: Settlement	
October 5	Surrebuttal Testimony	
October 9	List of Issues, Order of Cross, Order of Openings, List of Witnesses, Reconciliation	
October 10		Surrebuttal Testimony
October 10	Last Day to Submit Data Requests Regarding Non-True-Up Issues	
October 11		List of Issues, Order of Cross, Order of Openings, List of Witnesses, Reconciliation
October 12	Discovery Conference	
October 12	Position Statements	Position Statements
October 12	First Rate Case Expense Report	First Rate Case Expense Report
October 17–19	Evidentiary Hearing	
October 22-26	Evidentiary Hearing	
October 29-30	Evidentiary Hearing	
November 5	Second Rate Case Expense Report	Second Rate Case Expense Report
November 6	True-Up Direct Testimony	True-Up Direct Testimony
November 13	True-Up Rebuttal Testimony	True-Up Rebuttal Testimony
November 19-20	True-Up Hearing	
November 23	Initial Post-Hearing Briefs	Initial Post-Hearing Briefs
December 11	Reply Briefs; True-Up Briefs	Reply Briefs; True-Up Briefs
December 11	Third Rate Case Expense Report	Third Rate Case Expense Report