

4. Rule 4 CSR 240-20.100(8)(D) provides that:

The staff of the commission shall examine each electric utility's annual RES compliance report and RES compliance plan and file a report of its review with the commission within forty-five (45) days of the filing of the annual RES compliance report and RES compliance plan with the commission. The staff's report shall identify any deficiencies in the electric utility's compliance with the RES.

5. On April 13, 2017, the Commission issued its *Order Directing Notice And Setting Filing Deadline*, directing the Staff to file a report of its review of the Company's 2016 RES Compliance Report no later than May 30, 2017.

6. Staff has conducted its review of KCP&L's 2016 RES Compliance Report and has identified no deficiencies. Staff's report is contained in its *Memorandum*, attached hereto as Appendix A (in both Highly Confidential and Public formats) and incorporated herein.

7. In its April 13th Request For Waiver KCP&L seeks a limited waiver from Commission rule 4 CSR 240-20.100(8)(A)1.I.(V) which requires "All meter readings used for calculation of the payments referenced in part (IV) of this paragraph..." for renewable energy credits (RECs) purchased from a renewable energy resource not owned by the Company. KCP&L states that good cause exists for the granting of this waiver because the meter reading information is not provided by the vendors from which the Company purchases RECs.² In past RES compliance report Case Nos. EO-2016-0280 (KCP&L) and EO-2016-0281 (GMO) the Company applied for, and Staff recommended granting, a similar limited waiver which the Commission granted on September 14, 2016 in both previous cases.

² The Company states that it is providing the invoice information requested by Staff and indicated that it will continue to do so.

8. Under 4 CSR 240-20.100(11) the Commission has the discretion to grant a waiver or variance to a provision of the renewable energy standard rule upon a showing of good cause.³ For the same reasons discussed above in paragraph 7, Staff is of the opinion that good cause exists for this limited waiver and recommends the Commission grant the Company a limited waiver to Commission rule 4 CSR 240-20.100(8)(A)1.I.(V).

9. Staff notes the Commission has granted intervention in this matter to Missouri Industrial Energy Consumers, Missouri Department of Economic Development – Division of Energy, and Renew Missouri Advocates.

10. The Staff is unaware of any other case currently pending before the Commission that will affect or be affected by a decision in this file other than File No. EO-2017-0271 opened by KCP&L when it filed its 2017 – 2019 RES Compliance Plan.

WHEREFORE, the Staff submits its report for the Commission’s information and consideration regarding KCP&L’s 2016 RES Compliance Report and prays the Commission grant KCP&L a waiver to Commission rule 4 CSR 240-20.100(8)(A)1.I.(V).

Respectfully submitted,

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³ *American Family Ins. Co. v. Hilden*, 936 S.W.2d 207 (Mo. App. W.D. 1996).

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 25th day of May, 2017, to all counsel of record.

/s/ Robert S. Berlin