

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 26<sup>th</sup> day  
of November, 2013.

In the Matter of the Application of Kansas City       )  
Power & Light Company and KCP&L Greater       )  
Missouri Operations Company for the Issuance       )  
of an Accounting Authority Order relating to their       )  
Electrical Operations and for a Contingent Wavier       )  
of the Notice Requirement of 4 CSR 240-4.020(2)       )

**File No. EU-2014-0077**

**ORDER APPROVING APPLICATION TO INTERVENE**

Issue Date: November 26, 2013

Effective Date: November 26, 2013

On September 20, 2013, Kansas City Power & Light Company and KCP&L Greater Missouri Operations Company ("Companies") filed an application for an accounting authority order that would allow the Companies to undertake certain accounting procedures in connection with transmission costs related to projects with the Southwest Power Pool ("SPP"). The Commission issued an order directing notice and setting a deadline for interested entities to submit applications to intervene. On October 29, 2013, Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri") filed an application for leave to intervene out of time. No parties to this matter filed an objection to Ameren Missouri's application.

Commission Rule 4 CSR 240-2.075(3) allows the Commission to grant an application to intervene if the party has an interest different from that of the general public which may be adversely affected by a final order arising from the case, or if granting intervention would serve the public interest. Ameren Missouri, as one of the few electrical

corporations in Missouri does have an interest in this matter which is different from the general public. As a member of a regional transmission organization, Ameren Missouri is positioned to provide a perspective that would serve the public interest.

Commission Rule 4 CSR 240-2.075(11) allows for the filing of applications to intervene in matters after the intervention deadline upon a showing of good cause. Ameren Missouri acknowledges missing the deadline set by the Commission “because it simply overlooked the earlier order setting an intervention deadline....” The specious declaration that Ameren Missouri could simply “overlook” a deadline is provoking to the Commission. As a sophisticated litigant, Ameren Missouri is cognizant of the Commission’s regulations. While the Commission historically has taken a permissive stance when it comes to applications to intervene, the seemingly pervasive disregard for the Commission’s rules -- in particular, a showing of good cause or a statement of the applicant’s support, opposition or undetermined stance to the relief sought <sup>1</sup> – will cause heightened scrutiny of those applications received in the future. Since no parties filed objections to Ameren Missouri’s application, and the Commission does find the inclusion of applicant in this matter would serve the public interest, the Commission will accept at face value Ameren Missouri’s claim that it overlooked the deadline to intervene. Recognizing good cause exists, the Commission will grant Ameren Missouri’s application to intervene.

**THE COMMISSION ORDERS THAT:**

1. The Application of Union Electric Company d/b/a Ameren Missouri to Intervene is granted.

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<sup>1</sup> 4 CSR 240-2.075(F).

2. This order shall become effective upon issuance.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Stoll, W. Kenney and Hall, CC., concur;  
R. Kenney, Chm., dissents

Burton, Regulatory Law Judge