

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 19<sup>th</sup> day of  
February, 2014.

|   |   |                                     |
|---|---|-------------------------------------|
| In the Matter of the Application of KCP&L Greater | ) |                                     |
| Missouri Operations Company Containing Its        | ) |                                     |
| Annual Fuel Adjustment Clause True-Up             | ) | <b><u>File No. ER-2014-0203</u></b> |

**ORDER RESOLVING ANNUAL FUEL ADJUSTMENT CLAUSE TRUE-UP**

Issue Date: February 19, 2014

Effective Date: March 1, 2014

On December 31, 2013, KCP&L Greater Missouri Operations Company ("GMO"), submitted an application containing its tenth true-up filing for its Fuel Adjustment Clause ("FAC"), as required by Section 386.266.4(2) and Commission Rules 4 CSR 240-3.161(8) and 4 CSR 240-20.090(5). GMO requests that the Commission authorize a true-up adjustment and implement it under its FAC tariff for the recovery period ending August 31, 2013. The submitted tariff bears an effective date of March 1, 2014.

The true-up amounts identified in this filing are the result of an over-collection of \$52,753 from customers in its MPS rate district and under-collection of \$110,415 from customers in its L&P rate district during Recovery Period 10 ("RP10") from September 1, 2012 through August 31, 2013. RP10 is the recovery period for and following Accumulation Period 10 ("AP10") that includes the period of December 1, 2011 through May 31, 2012. The true-up amounts for RP10 are included in the calculation of the Fuel and Purchased Power Adjustment ("FPA") amount included in GMO's Accumulation Period 13 ("AP13")

adjustment filing, also filed on December 31, 2013 in File No. ER-2014-0204, in compliance with GMO's FAC.

Staff examined the direct testimony of Linda J. Nunn, the supporting schedules GMO provided with its application in this case, and the monthly information GMO has submitted to the Commission. Staff also reviewed GMO's monthly interest calculations and agrees with them. Staff has verified that GMO has filed its 2012 annual report and is not delinquent on any assessment. GMO is current on the filing of its Surveillance Monitoring reports as required in 4 CSR 240-20.090(10) and its monthly reports as required by 4 CSR 240-3.161(5). Staff is not aware of any other matter before the Commission that affects or is affected by this filing, except as noted herein. Staff recommends the Commission approve GMO's RP10 true-up filing which indicates GMO over-collected \$52,753 from customers in its MPS rate district and under-collected \$110,415 from customers in its L&P rate district, with interest, for inclusion in the calculation of the FPA amount included in the GMO's AP13 adjustment filing in File No. ER-2014-0204.

Neither the governing statute<sup>1</sup> nor any other law requires a hearing before approving the unopposed application.<sup>2</sup> Because this is a non-contested case, the Commission acts on evidence that is not formally adduced and preserved.<sup>3</sup> There is no evidentiary record.<sup>4</sup> Consequently, the Commission bases its decision on the parties' verified filings.

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<sup>1</sup> Section 386.266, RSMo Supp. 2012. This section provides for a hearing when the FAC is approved, modified or rejected. It does not require a hearing when annual true-ups are filed by the company. Commission Rule 4 CSR 240-20.090(5) states the Commission may hold a hearing if needed, one is not required.

<sup>2</sup> Section 536.010(4), RSMo Supp. 2012, defines a contested as "a proceeding before an agency in which legal rights, duties or privileges of specific parties are required by law to be determined after hearing." *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo. App., W.D. 1989).

<sup>3</sup> *State ex rel. Public Counsel v. Public Service Comm'n*, 210 S.W.3d 344, 353-355 (Mo. App. 2006).

<sup>4</sup> *Id.*

Based on the Commission's independent and impartial review of the verified filings, the Commission finds that it is in the public interest to approve GMO's application and authorize GMO to include the calculated amounts in its next FAC accumulation period as previously described.

**THE COMMISSION ORDERS THAT:**

1. The true-up amounts for Recovery Period 10 are established for KCP&L Greater Missouri Operations Company as an over-collection of \$52,753 from customers in its MPS rate district and under-collection of \$110,415 from customers in its L&P rate district and shall be reflected in the rate adjustment as approved in Commission File No. ER-2014-0204.
2. This order shall become effective on March 1, 2014.
3. This file shall close on March 2, 2014.



**BY THE COMMISSION**

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

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

Bushmann, Regulatory Law Judge