

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

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

**REPLY TO RESPONSES OF STAFF AND OPC**

COMES NOW, the Midwest Energy Consumers' Group ("MECG") and, for its Reply to the OPC and Staff Responses to the Motion for Clarification, respectfully states as follows:

1.        What is undisputed at this point is that there remains an issue (Issue I.6(e)) that is unresolved by the Commission's Report and Order. While some would argue that the resolution provided by the Non-Unanimous Stipulation was rejected by the Commission either expressly or through its rejection of other related provisions, the fact still remains that the Commission must then provide a resolution to this issue. It cannot simply reject the Stipulation, but then fail to provide a resolution to this pending issue.

2.        In this regard it should be noted that two parties filed testimony on this specific issue. At pages 29-34 of his Direct Testimony, MECG Witness Brubaker sets forth his proposal for the rate design for the LGS and LP classes. That proposal would place a greater amount of any rate increase in the class demand charge and less in the middle and tailblock energy charges. This proposal would recognize the more efficient use of KCPL facilities by high load factor customers. At pages 12-13 of KCPL Rebuttal Testimony, Mr. Rush recommends that the Commission accept Mr. Brubaker's LGS / LP rate design proposal. While Staff expressed some concern in its testimony, it continues not to object to the Brubaker LGS / LP rate design proposal.

3. Therefore, recognizing the unanimity of this proposal, the LGS / LP rate design was placed in the Non-Unanimous Stipulation as a resolution of this issue. As reflected in the responses filed by Staff and OPC, no party objected to the LGS / LP rate design proposal. Given the lack of any objection and the fact that the Commission has not provided a resolution of this pending issue, MECG renews its request that the Commission adopt the LGS / LP rate design resolution contained in the Non-Unanimous Stipulation.

WHEREFORE, MECG renews its request that the Commission adopt the LGS / LP rate design resolution contained in the Non-Unanimous Stipulation.

Respectfully submitted,



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ATTORNEY FOR THE MIDWEST ENERGY  
CONSUMERS' GROUP

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by email, facsimile or First Class United States Mail to all parties by their attorneys of record as provided by the Secretary of the Commission.

A handwritten signature in black ink, appearing to read "David L. Woodsmall". The signature is written in a cursive style with a large initial "D".

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David L. Woodsmall

Dated: January 11, 2012