

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

AG Processing, Inc., a Cooperative,	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>Case No. HC-2010-0235</u></b>
	)	
KCP&L Greater Missouri Operations	)	
Company,	)	
	)	
Respondent.	)	

**MOTION FOR AN EXTENSION OF TIME**

**COMES NOW** the Staff of the Missouri Public Service Commission, and for its *Motion for Extension of Time*, states as follows:

1. Effective November 21, 2012, this matter was remanded to the Commission by the Missouri Court of Appeals, Western District.
2. On December 5, 2012, the Commission accordingly directed the parties to brief the case for a new Commission decision based upon the existing record.
3. On January 7, 2013, those briefs were timely filed.
4. On January 28, 2013, the Commission directed Staff to file a legal analysis, on or before February 4, 2013, as to the opinion expressed by counsel for AG Processing, Inc. ("AGP"), that "even if the Commission determines that AGP failed to meet the burden of proof the Court of Appeals directed the Commission to apply, no return of the money refunded to GMO's customers is allowed as a matter of law."
5. Due to the press of other business, the undersigned has been unable, in the week allowed by the order of January 28, 2013, to complete the requested legal

analysis, and therefore requests an extension of one week, up to and including February 11, 2013, within which to complete the same.

6. The undersigned has inquired of the other parties to this matter and none of them object to the granting of the requested extension.

**WHEREFORE**, Staff prays that the Commission will grant an extension of one week, up to and including February 11, 2013, within which to complete the legal analysis required by its order of January 28, 2013, herein; or such other and further relief as is just in the circumstances.

Respectfully submitted,

s/ Kevin A. Thompson  
**KEVIN A. THOMPSON**  
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Attorney for Staff of the  
Missouri Public Service Commission

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served, either electronically or by hand delivery or by First Class United States Mail, postage prepaid, on this **4<sup>th</sup> day of February, 2013**, to the parties of record as set out on the official Service List maintained by the Data Center of the Missouri Public Service Commission for this case.

**/s/ Kevin A. Thompson**